

Lorenz, Peggi

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**From:** PSHRP-11g@sdcounty.ca.gov  
**Sent:** Wednesday, January 28, 2015 6:34 AM  
**To:** Medical, Liaison; Harvel, Christine; Medina, Jennifer - Sheriff; Dangca, Liza; Delozier, Michele; Peters, Nicholas; Lorenz, Peggi  
**Subject:** Dept. ID - 39740 Employee - Felipe Guths

The following employee has terminated/retired:

**Name:** Felipe Guths  
**Employee ID:** 049031  
**Employee Record Number:** 0  
**Job Description:** Dep Sheriff  
**Effective Date:** 01/28/2015

Please retrieve all County owned property from this employee. You have a PeopleSoft Worklist waiting for you.

**Code:** [REDACTED]

IF YOU ARE RECEIVING THIS MESSAGE IN ERROR: please reply to this message with:

- 1) Your Name
- 2) Business Unit
- 3) Who should be receiving this message instead of you.



# San Diego County SHERIFF'S DEPARTMENT

## NOTICE OF PROPOSED DISCIPLINARY ACTION

TO: James Bovet, Captain		DATE: 12/8/14	
It is recommended that the following disciplinary action be administered to the below named employee:			
EMPLOYEE'S NAME:	Felipe Guths #0071	TITLE:	Deputy Sheriff
DEPARTMENT POLICY AND / OR PROCEDURE SECTION(S) VIOLATED:	2.41 Departmental Reports	2.30 Failure to Meet Standards	
	2.3 Violation of Rules	2.39 Processing Property	
	2.46 Truthfulness		
RECOMMENDED DISCIPLINE:	Termination		
SECOND LEVEL SUPERVISOR:	George Calderon, Lieutenant	DATE:	12/08/2014
LIST PRIOR FORMAL DISCIPLINE WITHIN LAST FIVE YEARS WITH DATE	None		
I have been advised of the above charges and recommended discipline:			
EMPLOYEE'S SIGNATURE:			DATE: 12/10/14
2 <sup>nd</sup> LEVEL SUPERVISOR SIGNATURE:			DATE: 12/10/14
3 <sup>rd</sup> LEVEL SUPERVISOR SIGNATURE:			DATE: 12/10/14
COMMENTS:			
REVIEWED BY INTERNAL AFFAIRS:		DATE:	
4 <sup>th</sup> LEVEL SUPERVISOR SIGNATURE:		DATE:	
COMMENTS:			
ADDITIONAL REVIEW:		DATE:	
ADDITIONAL REVIEW:		DATE:	
ADDITIONAL REVIEW:		DATE:	
INTERNAL AFFAIRS SECTION			
<input type="checkbox"/> WRITTEN REPRIMAND BY:		DATE:	
<input type="checkbox"/> NOTICE OF INTENT AND CHARGES:		DATE:	
<input type="checkbox"/> ORDER SERVED:		DATE:	
<input type="checkbox"/> CIVIL SERVICE NOTIFIED:		DATE:	
<input type="checkbox"/> PAYROLL NOTIFIED:		DATE:	
FINAL ACTION TAKEN:		DATE:	



# COUNTY OF SAN DIEGO

## INTER-DEPARTMENTAL CORRESPONDENCE

December 9, 2014

**TO:** William D. Gore, Sheriff  
**VIA:** Chain of Command  
**FROM:** George Calderon, Lieutenant  
Santee Sheriff's Station

### **Disciplinary Recommendation and Rationale for Deputy Felipe Guths #0071 – Internal Affairs Case # 2014-164.2**

#### **RECOMMENDATION**

I have read the Internal Affairs investigation prepared by Sergeant Erik Munzenmaier #2224, along with all associated attachments. Sergeant Munzenmaier found Deputy Felipe Guths in violation of five Department Policy and Procedure sections:

- 2.41 - Departmental Reports
- 2.30 - Failure to Meet Standards
- 2.3 - Violation of Rules
- 2.39 - Processing Property
- 2.46- Truthfulness

I concur with the findings and conclusions of this investigation. Based on the nature of the conduct of Deputy Guths, and after weighing the factors in aggravation and mitigation, I recommend the level of discipline for Deputy Guths to be termination.

#### **RATIONALE**

On December 8, 2014, at 1354 hours, I met with Deputy Guths in my office at the Santee Sheriff's Station. Deputy Guths was accompanied by his employee representative Attorney Brad Fields. Additionally, Lt. Patrick Gardner (Special Investigations Division) was also present in my office during this interview. Deputy Guths and Attorney Fields were given an opportunity to review the entire Internal Affairs case report prior to our meeting. Deputy Guths and his representative were made aware this interview would be audio recorded.

I explained to Deputy Guths the purpose of this meeting was to advise him the Internal Affairs investigation was completed and there were sustained findings of misconduct which I concurred with. I explained prior to my disciplinary recommendation he was being given an opportunity to provide any input or mitigation.

At this point, Attorney Brad Fields made an opening statement on behalf of Deputy Guths. Attorney Fields told me he reviewed the Internal Affairs investigation completed by Sgt. Munzenmaier and was concerned with the sustained truthfulness allegation against Deputy Guths. Attorney Fields reported Deputy Guths made many mistakes during this incident and acknowledged them during the course of the subsequent investigation by Sgt. Munzenmaier. Deputy Guths didn't hide any of these facts. He reported Deputy Guths is aware the Sheriff's Department doesn't tolerate being untruthful. Attorney Fields explained when people lie, they tend to lie for a reason; they lie about "big" things. Attorney Fields took exception with a specific sentence in the investigation written by Sgt. Munzenmaier.

He noted Sgt. Munzenmaier wrote, "For some unknown reason, Deputy Guths lied about going back to the scene to look for the wax." Attorney Fields indicated the "unknown reason" is it wasn't a lie, it was a mistake. "When people lie, they tend to lie about big things". Attorney Fields told me Deputy Guths could've lied and reported there wasn't any wax or something to that effect; a big lie, but he didn't do that. Deputy Guths acknowledged the wax and reported he made a mistake by not impounding it and reporting the incident to a supervisor. During the administrative investigation, Deputy Guths somehow became confused on whether he went back to the scene to look for the wax he had misplaced. Attorney Fields indicated Deputy Guths is aware he made a mistake and he is aware he will be subject to discipline as a result of his mistake. For complete details on Attorney Fields opening statement, please listen to the audio recording.

At this time, Deputy Guths was given the opportunity to speak on his own behalf. Deputy Guths reported he has "pretty good" morals. From the first day when he was called into the office by Sgt. Munzenmaier, he immediately acknowledged he made a mistake. He knew he would be subject to discipline for this mistake. When he provided his statement during his internal affairs interview, he didn't try to lie. Deputy Guths told me he knew he was going to face some discipline as a result of this incident, but he knew if he lied he would be subject to termination. This is why he was truthful and didn't lie. Deputy Guths reported he didn't write a report on this incident and as a result the entire incident is a "blur" in his head. He indicated because of all the time that has elapsed and all of the anxiety he experienced as a result of this incident, he probably "mixed" up the event and details of this incident.

Deputy Guths reported the investigation alleges he lied about going back to the scene to look for the lost wax. He indicated it didn't matter as he has already acknowledged his mistake and mishandling of this incident; as such he wouldn't lie about this. Deputy Guths reported he made a mistake and he is very sorry. He thought he went back, but when he looked at the AVL (vehicle GPS) print-out during the internal affairs interview with Sgt. Munzenmaier, he realized he thought he went back, but in fact; he hadn't returned to the scene as he had previously reported. Deputy Guths reported he is aware patrol vehicles are equipped with GPS. He didn't know they were called AVL's, but he knew the car was equipped with a GPS device.

Deputy Guths continued to say he was sorry for the entire incident. He acknowledged he lost the evidence (Marijuana Wax) and he didn't report it, everything was a "big mistake" and he is sorry for that. Deputy Guths said, "I said that I went back, that was a mistake. I wasn't intentionally lying. It was just in my head, I thought I went back, maybe I mixed it up with different cases where I had gone back in the area in similar situations."

I thanked Deputy Guths for acknowledging the mistakes he made during this incident. I then advised Deputy Guths I was very concerned with the log entry he made at the time he cleared this incident with [REDACTED]. I explained to Deputy Guths the log entry is the only official record he submitted documenting this event. I then read the log entry as written by Deputy Guths; "CONT. [REDACTED] ON HIS CAR. [REDACTED] WAS ACTING SUSPICIOUS AND APPEARED HE WAS HIDING FROM ME. [REDACTED] CONSENTED A VEHICLE SEARCHED. SEVERAL MARIJUANA RECEIPTS AND EMPTY BAGS WERE FOUND. 1129, NEG 4<sup>TH</sup>." The call was then cleared warned (WA). I explained there was no mention of any found and seized narcotics in this entry.

I then read section 2.41 of the Rules of Conduct to Deputy Guths; *Employees shall submit all necessary reports on time and in accordance with established Departmental procedures. Reports submitted by employees shall be truthful and complete; no employee shall knowingly enter or cause to be entered any inaccurate, false, or improper information, nor omit pertinent information reasonably expected to be included.*

I explained to Deputy Guths the omission of pertinent information reasonably expected to be included under these circumstances can be considered a violation of truthfulness by omitting these critical facts.

Attorney Fields interjected and disagreed with me. He reported a person can write a poorly written report and it doesn't mean the person is untruthful in the report. Attorney Fields indicated if Deputy Guths was going to lie about this incident, he would have reported he never found any wax at all. This would have caused the investigation to be a "he said, he said." Deputy Guths didn't say that, he has morals and told the truth. Attorney Fields reported there is no question Deputy Guths handled this situation poorly, but it doesn't make him a liar. Attorney Fields told me Deputy Guths could've lied, and probably would have resulted in a not sustained allegation ("he said, he said"). Deputy Guths didn't do that, he told the story he believed to be true, but became confused on the issue of returning to the scene to look for the wax.

Deputy Guths then apologized for his actions repeatedly and acknowledged he made a terrible mistake. For complete details on Deputy Guths statement, please listen to the audio recording.

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My recommendation for termination is based upon the egregious nature of the Deputy Guths misconduct. Deputy Guths violated five Sheriff's Rules of Conduct listed above when he deliberately failed to take appropriate action on the occasion of a crime occurring in his presence. He deliberately failed to make a truthful and complete report indicating his actions and observations at the conclusion of this encounter with Mr. [REDACTED]. The log entry made by Deputy Guths doesn't include the facts reasonably necessary to be included under the circumstances of this contact. Furthermore, the log entry falsely concludes nothing of significance (contraband/narcotics) was found nor seized by Deputy Guths during this incident. Deputy Guths didn't re-open the CAD nor did he make any effort to rectify or amend his comments clarifying his actions and observations. He allowed the only report of this incident to be incomplete and untruthful.

As such, Deputy Guths knowingly entered inaccurate and false information into Sheriff's Computer Aided Dispatch (CAD), which is an official department record of events. The mere seconds that it took Deputy Guths to enter this inaccurate information into CAD has a far reaching impact on Deputy Guths' ability to continue to do his job in law enforcement.

During the course of this administrative investigation, Deputy Guths reported he returned to the scene of the incident in an effort to locate the misplaced Marijuana Wax he seized from Mr. [REDACTED]. Sheriff's patrol vehicles are equipped with a global positioning system called AVL. This system tracks the patrol vehicles movements throughout the shift and is an official record that can be queried when a deputies location, direction of travel and speed come into question. A review of Deputy Guths' AVL during this incident on September 13, 2014, was completed by Sgt. Munzenmaier. Sgt. Munzenmaier discovered Deputy Guths didn't return to the scene of this incident to locate the misplaced Marijuana Wax as he previously reported. When asked about this fact, Deputy Guths indicated he thought he had returned, but may have mistaken this fact as a result of stress anxiety. He subsequently acknowledged didn't return as he previously reported to Sgt. Munzenmaier.

In the future, when Deputy Guths is called as a witness in a criminal matter and the defense attorney makes a Pitchess motion, this case will be made known to the judge. Although it is up to the judge to decide, it does not require a great deal of foresight to conclude the judge will probably release the witness list for this case to the defense attorney. The net result will be that Deputy Guths will have to testify in court that he was untruthful by making an inaccurate incomplete entry in CAD the only departmental records (CAD) of this call. He will have to testify that he failed to take appropriate law enforcement action on occasion of crime in his presence, and that he falsified the CAD records to hide this fact. Finally, Deputy Guths will be asked questions regarding his justification for his behavior. This makes Deputy Guths a liability and places him and this department into an indefensible position.


This scenario is ready-made for the United States Supreme Court case of *Brady v. Maryland*, (1963) 373 U.S. 83, which fostered the District Attorney's Office's "Brady list" of law enforcement officers whose credibility is questionable. If the District Attorney's Office were to place Deputy Guths on the Brady list, something that is predictable and expected given the circumstances of the sustained finding in this case, it would severely limit his usefulness as a law enforcement officer to the San Diego County Sheriff's Department.

Deputy Guths' misconduct would erode public confidence in law enforcement. The public demands that Sheriff's deputies, and all law enforcement officers, tell the truth and provide the highest quality law enforcement service. This is the core of the mission statement of the San Diego County Sheriff's Department,

Which states:

"We provide the highest quality public safety service in an effort to make San Diego the safest urban county in the nation."

Deputy Guths has no prior discipline in his over two years of service with the Sheriff's Department. Regardless, I contend that the offenses that Deputy Guths committed in this case are so egregious that they warrant termination irrespective of any prior discipline.


  
\_\_\_\_\_  
George Calderon, Lieutenant  
Santee Sheriff's Patrol Station

Attachments

William D. Gore, Sheriff

December 9, 2014

Page 6

  
James Bovet, Captain  
Santee Sheriff's Patrol Station

Date: 12/12/14 Approve ☒ Disapprove ☐

Comments: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_ Date: \_\_\_\_\_ Approve \_\_\_\_\_ Disapprove \_\_\_\_\_

David Myers, Commander  
Law Enforcement Operations – Patrol

Comments: \_\_\_\_\_

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\_\_\_\_\_

\_\_\_\_\_ Date: \_\_\_\_\_ Approve \_\_\_\_\_ Disapprove \_\_\_\_\_

Mark Elvin, Assistant Sheriff  
Law Enforcement Services Bureau

Comments: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_ Date: \_\_\_\_\_ Approve \_\_\_\_\_ Disapprove \_\_\_\_\_

Ed Prendergast, Undersheriff

Comments: \_\_\_\_\_

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\_\_\_\_\_

\_\_\_\_\_ Date: \_\_\_\_\_ Approve \_\_\_\_\_ Disapprove \_\_\_\_\_

William D. Gore, Sheriff

Comments: \_\_\_\_\_

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\_\_\_\_\_



San Diego County Sheriff's Department  
Post Office Box 939062  
San Diego, California 92193-9062



William D. Gore, Sheriff

2014-164.2

COMPLAINT FORM

PLEASE PRINT OR TYPE

COMPLAINANT'S NAME Department Generated		DATE OF BIRTH	HOME PHONE
COMPLAINANT'S ADDRESS CITY ZIP CODE		BUSINESS PHONE	
LOCATION OF INCIDENT Mast Blvd/Riverford Rd	CITY Lakeside	DATE AND TIME OF INCIDENT 09-13-2014 at 1625 hours	
NAME(S) OF SHERIFF'S PERSONNEL Deputy Felipe Guths #0071			
BRIEF NARRATIVE OF COMPLAINT On 09-18-2014 at about 0950 hours, Deputy Guths admitted to Sgt. Munzenmaier that he took property from a citizen during a patrol contact on 09-13-2014. The property is called "wax" marijuana according to Guths. Guths stated he placed the "wax" and container on the front hood of his car during the contact, drove away from the scene and lost the "wax" and container somewhere on the ground. Guths returned to the area and could not locate the "wax" or container. Guths did not report the incident to a supervisor and admitted to Sgt. Munzenmaier that he has been losing sleep over the issue.			
			CONTINUED ON ADDITIONAL SHEETS <input type="checkbox"/>
<b>145.6 P.C. ADVISORY STATEMENT:</b> YOU HAVE THE RIGHT TO MAKE A COMPLAINT AGAINST A POLICE OFFICER FOR ANY IMPROPER POLICE CONDUCT. CALIFORNIA LAW REQUIRES THIS AGENCY TO HAVE A PROCEDURE TO INVESTIGATE CITIZENS' COMPLAINTS. YOU HAVE A RIGHT TO A WRITTEN DESCRIPTION OF THIS PROCEDURE. THIS AGENCY MAY FIND AFTER INVESTIGATION THAT THERE IS NOT ENOUGH EVIDENCE TO WARRANT ACTION ON YOUR COMPLAINT; EVEN IF THAT IS THE CASE, YOU HAVE THE RIGHT TO MAKE THE COMPLAINT AND HAVE IT INVESTIGATED IF YOU BELIEVE AN OFFICER BEHAVED IMPROPERLY. CITIZEN COMPLAINTS AND ANY REPORTS OR FINDINGS RELATED TO COMPLAINTS MUST BE RETAINED BY THIS AGENCY FOR AT LEAST FIVE YEARS. IT IS AGAINST THE LAW TO MAKE A COMPLAINT THAT YOU KNOW TO BE FALSE. IF YOU MAKE A COMPLAINT AGAINST AN OFFICER KNOWING THAT IT IS FALSE, YOU CAN BE PROSECUTED ON A MISDEMEANOR CHARGE. I have read and understand the above statement.			
SIGNATURE OF COMPLAINANT:		DATE: 9/18/2014	
INTERNAL AFFAIRS USE ONLY		received in Sheriff's Internal Affairs	
EMPLOYEE RECEIVING COMPLAINT: Internal Affairs		DATE & TIME: SEP 18 2014	
RECEIVED IN I.A. BY:			
<input type="checkbox"/> IN PERSON <input type="checkbox"/> U.S. MAIL <input type="checkbox"/> MESSENGER MAIL <input checked="" type="checkbox"/> OTHER:		NATURE OF COMPLAINT: Procedural ASSIGN TO: COMMAND - LE (Santee)	
		I.A. CASE # 2014-164.2	

# **SAN DIEGO COUNTY SHERIFF'S DEPARTMENT**

***SANTEE SHERIFF'S STATION***



**INTERNAL AFFAIRS CASE # 2014-164.2**

**ACCUSED EMPLOYEE:** Deputy Felipe Guths #0071

**COMPLAINANT:** Department Generated

**INVESTIGATOR:** Sergeant Erik Munzenmaier #2224

**CONFIDENTIAL**



# **SAN DIEGO COUNTY SHERIFF'S DEPARTMENT**

**Santee Patrol Station**

**CASE NUMBER: 2014-164.2**

**ACCUSED EMPLOYEE:** Deputy Felipe Guths  
**COMPLAINANT:** Department Generated  
**INVESTIGATOR:** Sergeant Erik Munzenmaier

## **TABLE OF CONTENTS**

- A. Complaint Form and Attachments
- B. Synopsis, Analysis, Conclusions, and Findings by Sergeant
- C. Witness list and Investigation by Sergeant
- D. CD-R with recorded interviews
- E. CAD printouts
- F. Santee Station Patrol Logs
- G. AVL printout
- H. AVL screen shots
- I. Google map

**CONFIDENTIAL**



San Diego County Sheriff's Department  
Post Office Box 939062  
San Diego, California 92193-9062



William D. Gore, Sheriff

COMPLAINT FORM

2014-164.2

PLEASE PRINT OR TYPE

COMPLAINANT'S NAME Department Generated		DATE OF BIRTH	HOME PHONE
COMPLAINANT'S ADDRESS		CITY	ZIP CODE
BUSINESS PHONE			
LOCATION OF INCIDENT Mast Blvd/Riverford Rd	CITY Lakeside	DATE AND TIME OF INCIDENT 09-13-2014 at 1625 hours	
NAME(S) OF SHERIFF'S PERSONNEL Deputy Felipe Guths #0071			
BRIEF NARRATIVE OF COMPLAINT On 09-18-2014 at about 0950 hours, Deputy Guths admitted to Sgt. Munzenmaier that he took property from a citizen during a patrol contact on 09-13-2014. The property is called "wax" marijuana according to Guths. Guths stated he placed the "wax" and container on the front hood of his car during the contact, drove away from the scene and lost the "wax" and container somewhere on the ground. Guths returned to the area and could not locate the "wax" or container. Guths did not report the incident to a supervisor and admitted to Sgt. Munzenmaier that he has been losing sleep over the issue.			
			CONTINUED ON ADDITIONAL SHEETS <input type="checkbox"/>
<b>149.6 P.C. ADVISORY STATEMENT:</b> YOU HAVE THE RIGHT TO MAKE A COMPLAINT AGAINST A POLICE OFFICER FOR ANY IMPROPER POLICE CONDUCT. CALIFORNIA LAW REQUIRES THIS AGENCY TO HAVE A PROCEDURE TO INVESTIGATE CITIZENS' COMPLAINTS. YOU HAVE A RIGHT TO A WRITTEN DESCRIPTION OF THIS PROCEDURE. THIS AGENCY MAY FIND AFTER INVESTIGATION THAT THERE IS NOT ENOUGH EVIDENCE TO WARRANT ACTION ON YOUR COMPLAINT; EVEN IF THAT IS THE CASE, YOU HAVE THE RIGHT TO MAKE THE COMPLAINT AND HAVE IT INVESTIGATED IF YOU BELIEVE AN OFFICER BEHAVED IMPROPERLY. CITIZEN COMPLAINTS AND ANY REPORTS OR FINDINGS RELATED TO COMPLAINTS MUST BE RETAINED BY THIS AGENCY FOR AT LEAST FIVE YEARS. IT IS AGAINST THE LAW TO MAKE A COMPLAINT THAT YOU KNOW TO BE FALSE. IF YOU MAKE A COMPLAINT AGAINST AN OFFICER KNOWING THAT IT IS FALSE, YOU CAN BE PROSECUTED ON A MISDEMEANOR CHARGE. I have read and understand the above statement.			
SIGNATURE OF COMPLAINANT:		DATE: 9/18/2014	
INTERNAL AFFAIRS USE ONLY		Received in Sheriff's Internal Affairs	
EMPLOYEE RECEIVING COMPLAINT: Internal Affairs		DATE & TIME: SEP 18 2014	
RECEIVED IN I.A. BY:			
<input type="checkbox"/> IN PERSON <input type="checkbox"/> U.S. MAIL <input type="checkbox"/> MESSENGER MAIL <input checked="" type="checkbox"/> OTHER:		NATURE OF COMPLAINT: Procedural ASSIGN TO: COMMAND - LE (Santee)	
		IA CASE # 2014-164.2	

**SAN DIEGO COUNTY SHERIFF'S DEPARTMENT**

**INVESTIGATION REPORT**

**CONFIDENTIAL**

INTERNAL AFFAIRS CASE NUMBER: 2014-164.2

DATE: November 24, 2014

COMPLAINANT: DEPARTMENT GENERATED

INVESTIGATOR: Sergeant Erik Munzenmaier

**SYNOPSIS, ANALYSIS, CONCLUSIONS, AND FINDINGS**

**SYNOPSIS**

On September 13<sup>th</sup>, 2014, Deputy Felipe Guths contacted [REDACTED] near 11209 Mast Boulevard in Lakeside, in the County of San Diego, California. Deputy Guths received consent to search Mr. [REDACTED] vehicle and located marijuana wax, at the time a felony to possess (11357(a) H.S.). Deputy Guths released Mr. [REDACTED] from the detention without making an arrest, completing a report or completing a field interview. During the subsequent administrative interview, Deputy Guths reported he took possession of Mr. [REDACTED] marijuana wax and claims to have lost it.

**ANALYSIS AND CONCLUSIONS**

It is alleged that Deputy Felipe Guths took property (marijuana wax) from [REDACTED] without completing a report.

It is not in dispute that Deputy Guths took marijuana wax from [REDACTED]

During the investigation, [REDACTED] and Deputy Guths were interviewed and their statements were recorded. Their respective recollections of the incident differ slightly, but all agree Deputy Guths took possession of Mr. [REDACTED] marijuana wax. Deputy Guths admitted he did not arrest Mr. [REDACTED] or complete a report regarding the felony marijuana wax he had taken possession of.

The following Sheriff's Department Policy and Procedures Sections would be applicable to the above allegation:

#### **2.41 Departmental Reports**

*Employees shall submit all necessary reports on time and in accordance with established Departmental procedures. Reports submitted by employees shall be truthful and complete; no employee shall knowingly enter or cause to be entered any inaccurate, false, or improper information, nor omit pertinent information reasonably expected to be included. (Reviewed 12-31-2010)*

#### **2.30 Failure to Meet Standards**

*Employees shall properly perform their duties and assume the responsibilities of their positions. Employees shall perform their duties in a manner which will tend to establish and maintain the highest standards of efficiency in carrying out the mission, functions, and objectives of this Department. Failure to meet standards may be demonstrated by a lack of knowledge of the application of laws required to be enforced; an unwillingness or inability to perform assigned tasks; the failure to conform to work standards established for the employee's position; the failure to take appropriate action on the occasion of a crime, disorder, or other condition deserving police attention; absence without leave; unauthorized absence from the assignment during a tour of duty; the failure to submit complete and accurate reports on a timely basis when required or when directed by a supervisor. (Reviewed 1-27-2011)*

**It is alleged that Deputy Felipe Guths lost evidence.**

**It is not in dispute that Deputy Guths lost the marijuana wax.**

During the investigation, Deputy Guths was interviewed and his statement was recorded. Deputy Guths admitted he took possession of Mr. [REDACTED] marijuana wax and admitted he lost the marijuana wax.

The following Sheriff's Department Policy and Procedures Sections would be applicable to the above allegation:

#### **2.39 Processing Property**

*Property which has been discovered, gathered or received in connection with Departmental responsibilities will be processed in accordance with established Departmental procedures. Employees shall not convert to their own use, manufacture, conceal, falsify, destroy, remove,*

*tamper with or withhold any property found or obtained in connection with the performance of their duties, except in accordance with Department procedures. (Reviewed 12-31-2010)*

### **2.30 Failure to Meet Standards**

*Employees shall properly perform their duties and assume the responsibilities of their positions. Employees shall perform their duties in a manner which will tend to establish and maintain the highest standards of efficiency in carrying out the mission, functions, and objectives of this Department. Failure to meet standards may be demonstrated by a lack of knowledge of the application of laws required to be enforced; an unwillingness or inability to perform assigned tasks; the failure to conform to work standards established for the employee's position; the failure to take appropriate action on the occasion of a crime, disorder, or other condition deserving police attention; absence without leave; unauthorized absence from the assignment during a tour of duty; the failure to submit complete and accurate reports on a timely basis when required or when directed by a supervisor. (Reviewed 1-27-2011)*

**It is alleged that Deputy Guths completed an inaccurate log entry into the Sheriff's Department Computer Aided Dispatch (CAD).**

It is not in dispute that Deputy Guths failed to mention the marijuana wax in his Computer Aided Dispatch (patrol log) entry.

CAD Event 1950043 had the following disposition entered by Guths on September 13<sup>th</sup>, 2014, at 4:49:20 PM "CONT. [REDACTED] ON HIS CAR. [REDACTED] WAS ACTING SUSPICIOUS AND APPEARED HE WAS HIDING FROM ME. [REDACTED] CONSENTED A VEHICLE SEARCHED. SEVERAL MARIJUANA RECEIPTS AND EMPTY BAGS WERE FOUND. 1129, NEG 4TH". The call was then closed "WA" for Warned.

During the investigation, Deputy Guths was interviewed and his statement was recorded. Deputy Guths admitted he failed to mention the marijuana wax in his official department patrol log. Deputy Guths told me, "I just dispo'd that, about the empty marijuana containers, I completely forgot about the wax." Deputy Guths also said, "I, I totally forgot about it, totally forgot about it. I'm sorry about that. It was a huge mistake; I know that, I apologize about that."

The following Sheriff's Department Policy and Procedures Sections would be applicable to the above allegation:

### **2.30 Failure to Meet Standards**

*Employees shall properly perform their duties and assume the responsibilities of their positions. Employees shall perform their duties in a manner which will tend to establish and maintain the highest standards of efficiency in carrying out the mission, functions, and objectives of this Department. Failure to meet standards may be demonstrated by a lack of knowledge of the application of laws required to be enforced; an unwillingness or inability to perform assigned tasks; the failure to conform to work standards established for the employee's position; the failure to take appropriate action on the occasion of a crime, disorder, or other condition deserving police attention; absence without leave; unauthorized absence from the assignment during a tour of duty; the failure to submit complete and accurate reports on a timely basis when required or when directed by a supervisor. (Reviewed 1-27-2011)*

### **2.3 Violation of Rules**

*Employees shall not commit or omit any acts which constitute a violation of any of the rules, regulations, directives, orders or policies of this Department, whether stated in these Rules of Conduct or elsewhere. Employees shall be responsible for their own acts, and they shall not shift to others the burden, or responsibility, for executing or failing to execute a lawful order or duty. (Reviewed 1-11-2011)*

The following Patrol Procedures Manual Section is applicable to the aforementioned allegation. It reads in part:

#### **POLICY 14. DEPUTY'S DAILY PATROL LOG (PAT 6C) INSTRUCTIONS**

##### **C. USE OF MDC TO COMPLETE DAILY PATROL LOGS**

- 1. Units equipped with MDCs are required to use their MDCs to document their daily activities, unless prevented from doing so by equipment malfunction. In such cases, the employee shall notify their supervisor, who shall arrange for prompt repair of the equipment.*
- 2. Completing the "Action Taken or Disposition" Section of the MDC Log - This is the comments section of the MDC log. Deputies must enter all pertinent information regarding actions taken while at the scene of a call or observed activity. This information should include, but not be limited to, the person(s) contacted, where contacted and why. This is especially necessary to those instances where no report, citation, or field interview card (FIC) is written.*
- 3. When writing the narrative of the log, Deputies should remember that this may be the only written record of an incident. Be sure there is enough information in the log entry for future reference if necessary. Additionally, Deputies should keep in mind that the log is available to the public and can be subpoenaed.*

## **2.46 Truthfulness**

*When asked by the Sheriff, the Sheriff's designee or any supervisor, employees will always answer questions, whether orally or in writing, truthfully and to the fullest extent of their knowledge. All written and verbal reports shall be truthful and complete. (Reviewed 1-27-2011)*

**It is alleged that Deputy Felipe Guths was untruthful during this investigation.**

During the investigation, Deputy Guths was interviewed and his statement was recorded.

Deputy Guths stated he was driving to the suicidal call and while enroute, "I remembered about the, about the wax; however, I was already enroute, I didn't stop to look for it."

Deputy Guths stated he arrived at the call and the cover deputy gave him the Code 4 hand sign. Deputy Guths stated, "After everything was Code 4, I left, I drove by dead end of Mast, cause I, I believe I left the marijuana wax container on the hood or on the top of the trunk of my patrol car."

Attorney Fields asked when Deputy Guths remembered something about the wax and Deputy Guths replied, "from the 11-45 call I drove back to the Storefront in Lakeside, cause I was gonna call the sergeant, actually reopen the case the event number and get a, pull out a case number to write a found property. At that point before going to the storefront, I look around for the marijuana wax. I couldn't find it, I drove to the dead end of Mast, I couldn't find it, I came back to the storefront. At that point I was like, ok I, I misplaced the marijuana wax, now I lost it, I have to call the sergeant."

I presented Deputy Guths with the Automated Vehicle Location (AVL) information from his vehicle showing he did not return to the dead end of Mast Boulevard, or to the general area, after leaving the contact with Mr. [REDACTED] Deputy Guths was unable to show me where he went back during his shift (on the AVL printout) and told us it did not show him going back.

Sergeant Nevins asked Deputy Guths if he went back and Deputy Guths said, "I believe I go back either like on that shift or on the next shift, like I said like I didn't pay too much attention to that, because I really forgot about it. And maybe on the next shift I went back there. But, I went back there, I did."

Deputy Guths told us he returned to look for the marijuana wax while on duty and it could have been while he was closing the suspicious vehicle call. This was a completely different version than Deputy Guths had previously stated. This line of questioning had a physical effect on

Deputy Guths. Deputy Guths was shifting his body weight in the chair, beads of sweat were on Deputy Guths forehead and Deputy Guths was wiping his forehead with both of his hands.

At one point during the interview, Deputy Guths advised us his sequence of events might be faulty. Deputy Guths told us he didn't know, remembered looking around, but he couldn't remember. I asked Deputy Guths if he went back to where he originally contacted Mr. [REDACTED] on the 13th, 17th or the morning of the 18th. Deputy Guths told us he didn't know.

On October 29<sup>th</sup>, at about 1227 hours, I met with Sergeant Nevins and Captain C. Cinnamo at the Sheriff's Communications Center to review the AVL information for Deputy Guths' patrol vehicle. I used the computer terminal in the Communication Center Captains office, away from other Communications Center personnel. I reviewed the AVL mapping for 50P5A on September 13<sup>th</sup>, 50P5A on September 17<sup>th</sup> and 51P5A on September 18<sup>th</sup>. I witnessed the fact that Guths left the dead end of Mast Boulevard after contacting [REDACTED] on September 13<sup>th</sup> and did not return to the area on the 13<sup>th</sup>, 17<sup>th</sup> or 18<sup>th</sup>.

For an unknown reason, Deputy Guths was untruthful during this investigation.

The following Sheriff's Department Policy and Procedures Section would be applicable to the above allegation:

#### **2.46 Truthfulness**

*When asked by the Sheriff, the Sheriff's designee or any supervisor, employees will always answer questions, whether orally or in writing, truthfully and to the fullest extent of their knowledge. All written and verbal reports shall be truthful and complete. (Reviewed 1-27-2011)*

### **FINDINGS**

This complaint against Deputy Felipe Guths regarding taking property from [REDACTED] without completing a report, as it relates to Sheriff's Policy and Procedures, Sections:

2.41 Departmental Reports

2.30 Failure to Meet Standards

is **SUSTAINED**

This complaint against Deputy Felipe Guths losing evidence, as it relates to Sheriff's Policy and Procedures, Sections:

2.39 Processing Property  
2.30 Failure to Meet Standards

is **SUSTAINED**

This complaint against Deputy Felipe Guths completing an inaccurate log entry into the Sheriff's Department Computer Aided Dispatch (CAD), as it relates to Sheriff's Policy and Procedures, Sections:

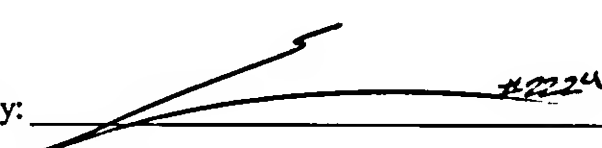
2.30 Failure to Meet Standards  
2.3 Violation of Rules  
2.46 Truthfulness

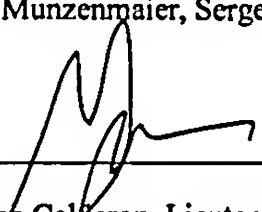
is **SUSTAINED**

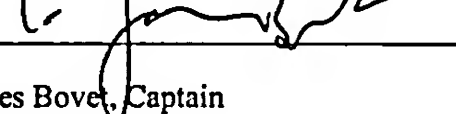
This complaint against Deputy Felipe Guths regarding untruthfulness during this investigation, as it relates to Sheriff's Policy and Procedures, Section:

2.46 Truthfulness

is **SUSTAINED**

Submitted by:  #2224 11-24-14  
Erik Munzenmaier, Sergeant Date

Approved by:  11/24/14  
George Calderon, Lieutenant Date

Approved by:  11/24/14  
James Bovet, Captain Date

Internal Affairs Case # 2014-164.2  
Investigation  
November 24, 2014

Page 1 of 1

\_\_\_\_\_  
Lieutenant George Calderon  
Santee Sheriff's Station

\_\_\_\_ Approve \_\_\_\_ Disapprove

Date \_\_\_\_\_

Comments: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Captain James Bovet  
Santee Sheriff's Station

\_\_\_\_ Approve \_\_\_\_ Disapprove

Date \_\_\_\_\_

Comments: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Commander David Myers  
Patrol Commander

\_\_\_\_ Approve \_\_\_\_ Disapprove

Date \_\_\_\_\_

Comments: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

WITNESS LIST

INTERNAL AFFAIRS CASE #2014-164.2

<u>NAME</u>	<u>ADDRESS</u>	<u>TELEPHONE</u>
 CDL 		
Greg Greco Deputy Sheriff Arjis # 7360	8811 Cuyamaca Street Santee, CA 92071	(619) 956-4000
Matthew Hemphill Deputy Sheriff Arjis # 6882	8811 Cuyamaca Street Santee, CA 92071	(619) 956-4000
Douglas Roysdon Deputy Sheriff Arjis # 7348	8811 Cuyamaca Street Santee, CA 92071	(619) 956-4000
Joseph Knuteson Deputy Sheriff Arjis # 0122	8811 Cuyamaca Street Santee, CA 92071	(619) 956-4000
Michael Mascarenas Deputy Sheriff Arjis # 7278	8811 Cuyamaca Street Santee, CA 92071	(619) 956-4000

**SAN DIEGO COUNTY SHERIFF'S DEPARTMENT**

**INVESTIGATION REPORT**

**CONFIDENTIAL**

INTERNAL AFFAIRS CASE NUMBER: 2014-164.2

DATE: November 24, 2014

COMPLAINANT: DEPARTMENT GENERATED

INVESTIGATOR: Sergeant Erik Munzenmaier

**INVESTIGATION**

On September 24<sup>th</sup>, 2014, Lieutenant P. Gardner assigned this complaint to me for investigation. I utilized Sheriff's Computer Aided Dispatch (CAD), the Sheriff's Records Management System (NetRMS) and Automatic Vehicle Location (AVL) information during my investigation. I preserved the information pertinent to this investigation by printing and attaching it to this case.

On September 15<sup>th</sup>, 2014, [REDACTED] came into the Santee Station front lobby and advised staff that he wanted to complain about a deputy's conduct. Deputy Matthew Hemphill spoke to Mr. [REDACTED] at about 1300 hours. Mr. [REDACTED] claimed a deputy, later determined to be Deputy Felipe Guths, took his marijuana wax (concentrated cannabis/controlled substance per 11357(a) H.S.) during a deputy initiated field contact.

Deputy Hemphill was not able to resolve the complaint and contacted me. Deputy Hemphill advised me the citizen was complaining about Deputy Felipe Guths. I was working as the Patrol Sergeant and spoke to Mr. [REDACTED] in the front lobby of the Santee Sheriff's Station at about 1330 hours. Mr. [REDACTED] original statement was not recorded.

**STATEMENT OF WITNESS:** [REDACTED]

On Saturday, September 13th, 2014, at about 4:25 pm, Mr. [REDACTED] stopped at the dead end of Mast Boulevard to change into his pizza delivery shirt. Mr. [REDACTED] recently shaved and had cuts on his neck that were still bleeding. He saw and heard a Sheriff's vehicle pass his car and suddenly accelerate. The Sheriff's vehicle then did a U-turn and accelerated back to where Mr. [REDACTED] was parked. The Sheriff's vehicle pulled in behind Mr. [REDACTED] car and a blonde haired deputy approached Mr. [REDACTED]. The deputy had an accent and immediately began accusing Mr. [REDACTED] of using methamphetamine. Mr. [REDACTED] neck was bleeding from shaving and he realized this may have led the deputy to believe Mr. [REDACTED] was using methamphetamine. Mr. [REDACTED] is not a

methamphetamine user and only uses medical marijuana. Mr. [REDACTED] explained this to the deputy. The deputy appeared upset and continued to accuse Mr. [REDACTED] of being on methamphetamine. Mr. [REDACTED] wanted to cooperate with the deputy and gave consent to search his vehicle. Mr. [REDACTED] was told to have a seat on the front bumper of the Sheriff's patrol car.

Mr. [REDACTED] sat on the front bumper of the patrol car while the deputy searched his vehicle. The deputy came back and grabbed Mr. [REDACTED] wrist while telling Mr. [REDACTED] he was being detained. Mr. [REDACTED] began to argue, but complied with the deputy and was handcuffed. The deputy then placed Mr. [REDACTED] into the back of his patrol car and continued searching Mr. [REDACTED] vehicle.

After a few minutes, the deputy began putting items back into Mr. [REDACTED] vehicle. Mr. [REDACTED] was released from the patrol car and un-handcuffed. The deputy questioned Mr. [REDACTED] about his medical marijuana wax and Mr. [REDACTED] advised the deputy he had purchased it legally and had a legal right to possess it. The deputy held Mr. [REDACTED] driver's license in front of [REDACTED] and continued to accuse Mr. [REDACTED] of using methamphetamine. Mr. [REDACTED] again told the deputy he only uses medical marijuana. The deputy finally returned Mr. [REDACTED] driver's license and got into his patrol car to leave. Mr. [REDACTED] began putting his car back together following the deputy's search.

Mr. [REDACTED] was at his car, organizing it, as the deputy drove up and demanded Mr. [REDACTED] give him the canister containing the marijuana wax. Mr. [REDACTED] handed the deputy the canister. The deputy tossed the canister into the front passenger area of his patrol car and left. The deputy did not place the wax container in a paper or plastic bag and Mr. [REDACTED] felt this wasn't the correct way to handle evidence. According to Mr. [REDACTED], he has a medical marijuana card and is allowed to possess marijuana wax. Mr. [REDACTED] wax was a byproduct of medical marijuana, legal for him to possess, in a small canister and had the appearance of "goo" or butter. Mr. [REDACTED] doesn't think the deputy should have taken his marijuana wax and wants it back.

#### **Investigation (Continued):**

Mr. [REDACTED] showed me his Medical Marijuana paperwork while describing the incident. I advised Mr. [REDACTED] that I would be looking into his complaint and call him back at the end of the week.

I checked Deputy Guths CAD history, NetRMS file and the Sheriff's Evidence database. CAD Event 1950043 had the following disposition entered by Guths on September 13<sup>th</sup>, 2014, at 4:49:20 PM *"CONT. [REDACTED] ON HIS CAR. [REDACTED] WAS ACTING SUSPICIOUS AND APPEARED HE WAS HIDING FROM ME. [REDACTED] CONSENTED A VEHICLE SEARCHED. SEVERAL MARIJUANA RECEIPTS AND EMPTY BAGS WERE FOUND. 1129, NEG 4TH"*. The call was then closed "WA" for Warned. Deputy Guths did not create a crime/incident report or field interview in NetRMS regarding his contact with Mr. [REDACTED] on September 13<sup>th</sup>, 2014. Deputy Guths had not placed any marijuana wax or other controlled substance related to this incident into evidence at the Santee Station.

Deputy Guths was not working again until Wednesday September 17<sup>th</sup>, from 0600-1830 hours. Sergeant Dan Morsch, Deputy Guths' immediate supervisor, was also scheduled to work on September 17<sup>th</sup>.

On September 17<sup>th</sup>, Deputy Guths returned to work patrol from 0600-1830 hours. During this shift, Deputy Guths did not create a crime/incident report or field interview regarding his contact with Mr. [REDACTED] on September 13<sup>th</sup>, 2014, and the marijuana wax or any other controlled substance related to this call was not placed into evidence.

On September 17<sup>th</sup>, a schedule change had occurred and Sergeant Morsch was attending training. I handled the Patrol Sergeant responsibilities from 0700-1530 hours. Deputy Guths did not approach me during this time regarding his prior contact with Mr. [REDACTED].

On September 18<sup>th</sup>, around 0800 hours, I spoke with Patrol Lieutenant P. Gardner and Administrative Lieutenant G. Calderon of the recent complaints I received regarding Deputy Guths. Deputy Guths was working patrol in the Lakeside area at this time. Deputy Guths was advised to return to the Santee Sheriff's Station to speak with me. I met Deputy Guths for the first time inside the Patrol Sergeants Office at about 0950 hours. Detective Sergeant J. Stranger was present.

I advised Deputy Guths that I received a complaint from a citizen regarding a call he handled Saturday. I told Deputy Guths the citizen's name was Mr. [REDACTED] and asked Deputy Guths if he remembered the incident. Deputy Guths told me yes, and I asked Deputy Guths if he took anything from Mr. [REDACTED] person or vehicle. Deputy Guths responded that yes, he was going to do a found property. Deputy Guths said he put it on the hood of his patrol car.

I stopped Deputy Guths at this point and returned to Lt. Gardner's office. Lt. Gardner, Lt. Calderon and Internal Affairs Lt. Harvel (via conference call) and I discussed the information Deputy Guths provided. It was decided that we had not confirmed what property Deputy Guths had admitted to taking from Mr. [REDACTED] and that he may be in possession of a controlled substance while on duty. It was decided that I should ask Deputy Guths two additional questions regarding the incident from September 13<sup>th</sup>, 2014.

I spoke to Deputy Guths again in the Patrol Sergeant's Office with Detective Sergeant J. Stranger as witness. I asked Deputy Guths what was the item he took from the citizen. Deputy Guths replied, while leaning forward and cupping his hands in a circle, that it was a container of marijuana wax. I asked Deputy Guths where the marijuana wax was now. Deputy Guths replied that he lost it. Deputy Guths appeared upset and explained further, saying he put the wax container on the hood of his patrol car. Deputy Guths said he had to cover his partner regarding a suicidal subject and the wax fell onto the floor. Guths made slashing motions near his knees with his hands and said the woman was cutting up her legs, trying to kill herself. Deputy Guths raised both his arms in the air and said this was supposed to be his first felony observation arrest.

Deputy Guths said he returned to the area, but could not locate the marijuana wax. Deputy Guths appeared both upset and frustrated at this point.

It did not make sense to me that Deputy Guths would have lost the wax container on the floor inside his vehicle, if he placed it on the patrol car hood, and I asked him to clarify. Deputy Guths advised he meant the ground or street, not floor. Deputy Guths told me he has been losing sleep over the whole thing and began to cry at this point. I did not question Deputy Guths further.

I reported the information learned to my Command and a Department Generated Internal Affairs Complaint was created. Deputy Guths was placed on Administrative Duties during the investigation.

**STATEMENT OF COMPLAINTANT:** [REDACTED]

On September 25<sup>th</sup>, at about 1322 hours, 2014, I interviewed [REDACTED]. The interview was conducted in the Santee Station Conference Room. Detective Sergeant Stranger was present. The interview was digitally recorded and Mr. [REDACTED] was aware of the recording. For complete details refer to the recording. A synopsis of this interview is as follows.

I asked Mr. [REDACTED] to describe the encounter and describe the deputy. Mr. [REDACTED] stated the deputy (Guths) was approaching in a patrol car past Pinery Grove on Mast Boulevard and spotted Mr. [REDACTED]. Deputy Guths accelerated in the roundabout past Mr. [REDACTED]. Mr. [REDACTED] began changing clothes in his car and was getting ready for work. Deputy Guths drove up, got out of the patrol car and approached him. Deputy Guths asked if Mr. [REDACTED] had seen juveniles with firecrackers in the area and Mr. [REDACTED] advised he had not. Deputy Guths began asking if Mr. [REDACTED] was on probation or had ever been arrested. Mr. [REDACTED] said he had not and Deputy Guths asked Mr. [REDACTED] for identification. Mr. [REDACTED] gave Deputy Guths his driver's license and was asked to expose his neck area. Mr. [REDACTED] showed Deputy Guths his neck and was accused of being under the influence of methamphetamine. Deputy Guths asked Mr. [REDACTED] to please get out of the car. Mr. [REDACTED] told Deputy Guths he only uses medical marijuana and offered to show the deputy his medical marijuana card. Deputy Guths said he didn't care about that and didn't want to see the card. Mr. [REDACTED] complied, exited the vehicle and cooperated. Mr. [REDACTED] was patted down and informed the deputy he didn't have anything illegal on his person.

Deputy Guths had Mr. [REDACTED] sit on Mr. [REDACTED] vehicle's bumper and conducted field sobriety tests. This was at about 4:15pm to 4:20pm and the sun was in Mr. [REDACTED] eyes. Mr. [REDACTED] eyes were watering and Deputy Guths turned him around. Deputy Guths was constantly badgering Mr. [REDACTED] that he was under the influence of methamphetamine. Mr. [REDACTED] continued to inform Deputy Guths that he only uses medical marijuana. Deputy Guths asked to search Mr. [REDACTED] vehicle, Mr. [REDACTED] replied he didn't have anything to hide and gave the deputy permission to search.

Deputy Guths walked up to Mr. [REDACTED] and began to put handcuffs on Mr. [REDACTED]. Mr. [REDACTED] began to argue and Guths explained that Mr. [REDACTED] was being detained so the deputy could search his vehicle safely. Mr. [REDACTED] complied and was placed in the back of the patrol vehicle.

Mr. [REDACTED] watched Deputy Guths search his car. Deputy Guths found all of his medical stuff, then came back and said the hash oil was illegal. Mr. [REDACTED] explained that he did not have hash oil. Deputy Guths asked what the brown stuff was and Mr. [REDACTED] explained it was marijuana wax. Deputy Guths closed the patrol car door and continued his vehicle search. Deputy Guths did not find anything that was illegal, or not covered under medical marijuana, or a product of it.

Deputy Guths returned and let Mr. [REDACTED] out of the patrol car, took off the handcuffs and explained how lucky Mr. [REDACTED] was that the deputy had higher priorities. Deputy Guths walked over to Mr. [REDACTED] passenger side, placed items on the seat and walked back to Mr. [REDACTED] location. Deputy Guths said he knew Mr. [REDACTED] was under the influence of methamphetamine but it just wasn't in the car today. This was possibly the sixth time Mr. [REDACTED] advised the deputy he doesn't use methamphetamine. Mr. [REDACTED] asked for his driver's license back and Deputy Guths said it was in his seat. Mr. [REDACTED] asked for the deputy's badge number and his name and he was given a business card. Deputy Guths was walking back to his cruiser, looked back, and said if he sees Mr. [REDACTED] driving around, he'll get him for driving under the influence of methamphetamine.

Mr. [REDACTED] was by the driver's side of his vehicle as Deputy Guths was driving away. Deputy Guths drove up and stopped at Mr. [REDACTED] window, asking Mr. [REDACTED] to give him the marijuana wax. Deputy Guths took the marijuana wax from Mr. [REDACTED] and put it next to his person in the cruiser. Deputy Guths didn't place the marijuana wax in a baggy, or anything that would resemble processing, documentation or coming back to the station to document it was taken or what was done at the stop. Deputy Guths asked Mr. [REDACTED] for his name, explaining he was making a note in the computer that he only talked to Mr. [REDACTED], not that he stopped him or detained him. Mr. [REDACTED] said that was the whole encounter.

I had some follow up questions for Mr. [REDACTED] I asked Mr. [REDACTED] what time did he believe the contact started which direction he was sitting when Deputy Guths arrived. Mr. [REDACTED] responded it was around 4:15 pm and he was facing east while sitting in the driver's seat. The engine was off but the keys were still in the ignition. Mr. [REDACTED] had the radio on and was getting dressed.

When I spoke to Mr. [REDACTED] on September 15<sup>th</sup>, Mr. [REDACTED] told me his neck was bleeding during the contact with Deputy Guths. I asked Mr. [REDACTED] about his neck. Mr. [REDACTED] told us he had a red bump on his neck that he might have scratched at, causing it to bleed.

I asked Mr. [REDACTED] to describe the deputy. Mr. [REDACTED] did not know the deputy's name and believed the deputy's name was William D. Gore (based on the name found on the Sheriff's business card). Mr. [REDACTED] described Deputy Guths as having an oceans tattoo, accent, blue eyes and natural blonde hair. Deputy Guths was probably two inches taller than Mr. [REDACTED] and was older than 35

years of age. Deputy Guths was wearing a greenish brown uniform, badge, name tag, belt and boots. He was driving a black and white Crown Victoria patrol car.

I asked Mr. [REDACTED] what direction Deputy Guths was heading when he drove up. Mr. [REDACTED] advised Deputy Guths was heading west, did a U-turn, drove past Mr. [REDACTED], another U-turn, and parked behind Mr. [REDACTED] vehicle. Mr. [REDACTED] was in the driver's seat when contacted.

I asked Mr. [REDACTED] what bumper he was sitting on after exiting his vehicle. Mr. [REDACTED] was sitting on his bumper at first and when the deputy used the pupil card on him, Mr. [REDACTED] was sitting on the deputy's bumper. I asked at what point was Mr. [REDACTED] handcuffed and Mr. [REDACTED] advised us he was handcuffed when Deputy Guths started the search of his vehicle.

I asked how long Mr. [REDACTED] thought the contact lasted and if any other law enforcement assisted Deputy Guths. Mr. [REDACTED] believed it lasted 35 minutes and no other law enforcement was at the scene.

I asked Mr. [REDACTED] what Deputy Guths took from him, or his vehicle, during the contact. Mr. [REDACTED] answered Deputy Guths took his medical marijuana wax that had been bought from the medical marijuana dispensary. I asked Mr. [REDACTED] which medical marijuana dispensary and Mr. [REDACTED] responded it was the "El Cajon Hot Box."

I asked Mr. [REDACTED] to describe the marijuana wax and container in more detail. Mr. [REDACTED] told us he had a container about the size of a quarter, half an inch tall, and the top unscrewed. [REDACTED] described three variations of marijuana wax and said his was dry, hard, somewhat tacky and brownish tan. I asked what it is used for and Mr. [REDACTED] advised us for medical purposes, it doesn't smell, works faster and can be smoked in 15 minutes. The marijuana wax is vaporized and inhaled.

I asked where Deputy Guths was when he actually took the item from Mr. [REDACTED] Deputy Guths was heading back down Mast Boulevard, heading east, and stopped parallel to Mr. [REDACTED] vehicle. Deputy Guths was in the driver's seat and asked Mr. [REDACTED] to give him the marijuana wax through the passenger's window. Mr. [REDACTED] was caught off guard because Deputy Guths asked for the marijuana wax as he was leaving.

I asked where Deputy Guths put the marijuana wax in his patrol vehicle. Mr. [REDACTED] told us Deputy Guths reached across the passenger seat, grabbed the marijuana wax, put it next to him and drove off at about 30 miles per hour. Mr. [REDACTED] was putting things back inside his car and Deputy Guths was gone within two minutes. Mr. [REDACTED] said Deputy Guths left his car "a wreck" and I confirmed this was from doing a vehicle search. Mr. [REDACTED] stated items were spread around and the car was not actually damaged. Mr. [REDACTED] said he left the area for work about two and half minutes after the deputy left. Mr. [REDACTED] job is about a mile and a half, off of Woodside, from where he was contacted. Mr. [REDACTED] hasn't been back to the area and hasn't seen Deputy Guths since this contact.

Sergeant Stranger asked Mr. [REDACTED] why he was changing in the car. Mr. [REDACTED] said this is his routine. He left home and was just changing his shirt, arm sleeve and hat. Stranger asked how long he was sitting there before Deputy Guths made contact. Mr. [REDACTED] said it was not even five minutes and he had just gotten there. Mr. [REDACTED] told us he was not under the influence of marijuana during the contact, but had smoked marijuana earlier that day.

Sergeant Stranger asked why Mr. [REDACTED] responded that he has a medical marijuana card when Deputy Guths asked if he used methamphetamine. Mr. [REDACTED] explained he offered the card because he was offended regarding the methamphetamine accusations.

Sergeant Stranger asked if Deputy Guths had anything on him after completing the vehicle search, coming out of the car and walking back to Mr. [REDACTED]. Mr. [REDACTED] told us Deputy Guths did not have anything with him as he came back to where Mr. [REDACTED] was sitting in the patrol car. Deputy Guths told Mr. [REDACTED] the hashish was illegal while Mr. [REDACTED] informed him it was not hashish, it was marijuana wax, and the two were completely different, although Mr. [REDACTED] admitted to us he didn't know the difference.

Deputy Guths asked Mr. [REDACTED] if there was anything illegal before conducting the vehicle search and Mr. [REDACTED] responded there were medical marijuana products in the car but didn't articulate because the deputy didn't care to ask. Sergeant Stranger asked if it was just the marijuana wax and Mr. [REDACTED] said it was just the wax and whatever "weed" he had at the time. Mr. [REDACTED] believed the marijuana wax was still in his center console when he first got out of his car.

Sergeant Stranger asked Mr. [REDACTED] what happened after Deputy Guths took the handcuffs off. Deputy Guths had Mr. [REDACTED] sit on the patrol car bumper, gave Mr. [REDACTED] the "drugs are bad speech" and continued to accuse Mr. [REDACTED] of being under the influence of methamphetamine. Mr. [REDACTED] didn't appreciate this since he had cooperated by allowing Deputy Guths to search him, his car and answered all of his questions. Deputy Guths gave Mr. [REDACTED] his ID back and Mr. [REDACTED] got back into his car.

Mr. [REDACTED] again described how Deputy Guths was leaving, pulled up next to Mr. [REDACTED] and asked for the marijuana wax. The marijuana wax container was on Mr. [REDACTED] driver seat after the search and Mr. [REDACTED] was sitting on it before giving it to Deputy Guths. Mr. [REDACTED] went on to describe the container again; its contents and cost of the marijuana wax.

Sergeant Stranger asked Mr. [REDACTED] if he still had Deputy Guths' business card and Mr. [REDACTED] searched through his wallet in front of us, but no longer had the card. Mr. [REDACTED] said nothing, other than the marijuana wax container, was missing from his car after the contact ended.

I asked Mr. [REDACTED] not to disclose anything regarding this interview, as doing so could jeopardize my investigation. The interview with [REDACTED] concluded at approximately 1346 hours.

Statement of Witness: Deputy Greg Greco:

On October 1st, 2014, at about 1042 hours, I interviewed Corporal Greco in the Training Coordinator's Office at the Santee Sheriff's Station. Detective Sergeant J. Stranger was present. The interview was digitally recorded and Corporal Greco was aware of the recording. For complete details refer to the recording. A synopsis of this interview is as follows.

I explained the nature of the interview to Corporal Greco and that he was a witness to this investigation. I asked Corporal Greco to review the four Rules of Conduct applicable to Internal Affairs investigations: Insubordination, Intervention, Department Reports and Truthfulness. Corporal Greco understood the rules and was willing to follow procedures.

Corporal Greco has been employed with the San Diego Sheriff's Department for approximately 6 and 1/2 years. He is currently assigned to the Santee Sheriff's Station.

On September 17<sup>th</sup>, I handled a complaint regarding CAD Event [REDACTED]. During my investigation, Corporal Greco advised me Deputy Guths had mentioned a felony arrest situation he recently encountered where he had to let the subject go. I asked Corporal Greco if he had discussed this information with anyone else since being previously ordered not to. Corporal Greco told me that he had not discussed the information.

I asked Corporal Greco to describe the incident on September 17<sup>th</sup>. Corporal Greco assisted Deputy Guths on a family disturbance call and discussed with Deputy Guths how he was not out looking for an arrest, trying to cover his partners, since they were busy and short patrol deputies. Deputy Guths told Corporal Greco he was looking for an arrest this morning. Deputy Guths didn't think he had enough time and felt really bad since he recently had to let a felony arrest go while breaking for another call. Deputy Guths didn't mention the subject's name, date or time. It was possibly a pedestrian stop and sounded fairly recent.

I asked Corporal Greco if Deputy Guths indicated seeking advice or assistance from his peers or a supervisor with the felony arrest situation he recently encountered and Corporal Greco told us Deputy Guths didn't say anything about it. Corporal Greco advised Deputy Guths did not seek advice or assistance from him and Corporal Greco was not aware of any other witnesses for me to interview.

Stranger asked Corporal Greco if Deputy Guths mentioned where the contact occurred, what the felony was or amounts. Corporal Greco believed it occurred on Chub and involved an unknown amount of hash or concentrated cannabis. Deputy Guths mentioned to Corporal Greco he was really frustrated with the situation and hadn't had a felony arrest before. Corporal Greco told Deputy Guths not to worry about it and if they worked together Corporal Greco would help him get one. Deputy Guths was frustrated that he had to break for a suicide attempt or hotter call, but didn't really go into details.

This interview was concluded with an order not to disclose at approximately 1049 hours.

Statement of Witness: Deputy Matthew Hemphill

On October 8<sup>th</sup> at about 1306 hours, I interviewed Deputy Matthew Hemphill in the Santee Station Conference Room. Sergeant Brian Nevins was present. The interview was digitally recorded and Deputy Hemphill was aware of the recording. For complete details refer to the recording. A synopsis of this interview is as follows.

I explained the nature of the interview to Deputy Hemphill and that he was a witness to this investigation. I asked Deputy Hemphill to review the four Rules of Conduct applicable to Internal Affairs investigations: Insubordination, Intervention, Department Reports and Truthfulness. Deputy Hemphill understood the rules and was willing to follow procedures.

Deputy Hemphill has been employed with the San Diego Sheriff's Department for approximately 7 years and is currently assigned to the Santee Sheriff's Station. Deputy Hemphill was working at the front counter on September 15th, 2014, when Mr. [REDACTED] came into the Santee Sheriff's Station to complain about an encounter with Deputy Guths. Mr. [REDACTED] complained that he was stopped, or approached, while in his car and accused of using drugs. Mr. [REDACTED] was also upset that the deputy touched his scrotum during the search and took some property.

Deputy Hemphill discussed the complaint with Mr. [REDACTED] and discovered the incident occurred on Mast Boulevard in Lakeside. Deputy Hemphill explained Deputy Guths touching of Mr. [REDACTED] scrotum was part of the pat down process and Mr. [REDACTED] accepted this explanation. When they got to the property part, Mr. [REDACTED] explained Deputy Guths had found concentrated cannabis and took it from him during the contact. Mr. [REDACTED] wanted to complain that Deputy Guths took his "stuff".

I asked Deputy Hemphill what happened at that point of their discussion. Deputy Hemphill explained the law regarding concentrated cannabis to Mr. [REDACTED] and realized he needed a supervisor at this point and brought the complaint to my attention as I was working the dayshift Patrol Sergeant position on September 15th.

I reminded Deputy Hemphill that he had already done some research before bringing Mr. [REDACTED] complaint to my attention and asked him about it. Deputy Hemphill looked in CAD and found the event number and which Mr. [REDACTED] was complaining about. This was based on the time and area. There wasn't a case number attached to the CAD event for found property, seized narcotics, or found narcotics. There wasn't a ticket or paperwork attached to the event. I asked if Deputy Hemphill was aware of any other witnesses I should interview and he was not aware of any other witnesses.

Sergeant Nevins asked about Mr. [REDACTED] medical marijuana card and Deputy Hemphill told us he hadn't seen the card, but Mr. [REDACTED] bought the concentrated cannabis in a store. Nevins asked how

Deputy Hemphill knew which day to research in CAD and Deputy Hemphill responded it was based off the information Mr. [REDACTED] gave him.

I asked Deputy Hemphill for clarification regarding the touching of Mr. [REDACTED] scrotum during the contact. Deputy Hemphill described this to us as a pat-down of the outer clothing, not a strip search.

I asked Deputy Hemphill if he had discussed this information with anyone else since being previously ordered not to. Deputy Hemphill told Nevins and me that he had not discussed the information.

This interview was concluded with an order not to disclose at approximately 1314 hours.

#### Statement of Accused: Deputy Felipe Guths

On October 23rd at about 1306 hours, I interviewed Deputy Felipe Guths at the John F. Duffy Administrative Building in a private conference room located in the Office of Internal Affairs. Internal Affairs Sergeant Brian Nevins and employee representative Attorney Brad Fields were present during this interview. The interview was digitally recorded and Deputy Guths was aware of the recording. The following statement is a synopsis of the interview. For complete details refer to the recordings.

I explained to Deputy Guths the purpose of this interview was to discuss the allegations filed in Internal Affairs case number 2014 -164.2. I read Deputy Guths his Miranda rights and Deputy Guths answered, "yes sir" he understood his rights and, "no" he was not willing to speak with me. I read Deputy Guths the Garrity warning from a printed form and ordered him to answer my questions fully and truthfully. Deputy Guths said he understood the admonition, and as a result of the order, I obtained the following statement.

Prior to the interview, Deputy Guths had an opportunity to review the Sheriff's Department Rules of Conduct as they pertain to Insubordination, Intervention, Departmental Reports and Truthfulness. Deputy Guths said he understood the rules. Prior to the interview, I provided Deputy Guths the complaint form to review and asked him if he had any questions. Deputy Guths said, "No sir."

Deputy Guths told us he has been with the San Diego County Sheriff's Department a little over two years, previously worked at the South Bay Court House and is currently assigned to the Santee Patrol Station. Deputy Guths told us he was working patrol unit 50P5A on September 13th, 50P5A on September 17th, and 51P5A on September 18th.

Deputy Guths told me he remembered a patrol contact with [REDACTED] from September 13th. Deputy Guths advised there wasn't anyone else present during his contact with Mr. [REDACTED] Deputy

Guths had been looking for juveniles setting off fireworks in the area. Deputy Guths was unable to locate the juveniles and observed a vehicle at the dead end of Mast Boulevard. The temperature was possibly high 90's, the vehicle was parked in the sun and Deputy Guths could see a male sitting in the driver's seat, later identified as [REDACTED] Mr. [REDACTED] began acting suspicious, Deputy Guths thought Mr. [REDACTED] had seen him approaching and Deputy Guths believed Mr. [REDACTED] was trying to hide something inside the car. Deputy Guths made a U-turn, put himself on a suspicious vehicle call, and contacted Mr. [REDACTED]. Mr. [REDACTED] told Deputy Guths he was changing before work and worked at Pizza Hut as a delivery driver.

I asked Deputy Guths to describe where Mr. [REDACTED] was sitting during the contact. Deputy Guths told us Mr. [REDACTED] was sitting in the driver's seat changing and no one else was in the vehicle. Mr. [REDACTED] agreed to exit the vehicle and perform a balance test (field sobriety test) so Deputy Guths could make sure Mr. [REDACTED] wasn't under the influence of drugs or alcohol. Mr. [REDACTED] was sitting on the hood of Deputy Guths' patrol car and gave Deputy Guths consent to search his vehicle. Deputy Guths located a container of marijuana wax during his vehicle search. Deputy Guths returned to where Mr. [REDACTED] was sitting on the patrol car hood, handcuffed Mr. [REDACTED] and placed him in the backseat caged area of his patrol car. Deputy Guths then continued his vehicle search. Deputy Guths located several medical marijuana receipts and some empty marijuana containers.

At this point, deputies were very busy and one of Deputy Guths partners was responding to a call regarding a suicidal subject who was actively cutting her legs. The deputy arrived on scene, was by himself, on emergency traffic and the cover unit was off of Highway 67. Deputy Guths decided to let Mr. [REDACTED] go with a warning and go cover his partner. Deputy Guths removed Mr. [REDACTED] from the car and took off the handcuffs. Deputy Guths explained to Mr. [REDACTED] that he was free to go and marijuana wax was a felony to possess. Deputy Guths was driving away, stopped, and told Mr. [REDACTED] one more time that he was keeping the marijuana wax. Deputy Guths told Mr. [REDACTED] not to drive and smoke marijuana. Mr. [REDACTED] asked for his name and badge number.

Deputy Guths went back to his car and drove away from the area, maybe a mile or so. Deputy Guths stopped and was really frustrated for letting Mr. [REDACTED] go on a felony arrest. He's fairly new to patrol and was pursuing his self-initiated felony arrests. This would have been his first one; he was really frustrated and had tunnel vision. Deputy Guths told us, "I just dispo'd that, about the empty marijuana containers, I completely forgot about the wax." Deputy Guths started driving to the suicidal call and while enroute, "I remembered about the, about the wax; however, I was already enroute, I didn't stop to look for it."

Deputy Guths arrived at the call and the cover deputy gave him the Code 4 (no further assistance needed) hand sign. Deputy Guths didn't put himself on the call but started talking to the 8 year old boy who had just witnessed his mother cutting her legs. The boy was pretty upset. Deputy Guths has kids, has a good rapport with kids, and tried to calm the boy down. Deputy Guths stated, "After everything was Code 4, I left, I drove by dead end of Mast, cause I, I believe I left the marijuana wax container on the hood or on the top of the trunk of my patrol car."

I asked Deputy Guths if he accused Mr. [REDACTED] of using methamphetamine and Deputy Guths replied yes. I asked Deputy Guths what made him believe Mr. [REDACTED] was using methamphetamine. Deputy Guths described during the initial contact, Mr. [REDACTED] had a small amount of eye fluttering which caused Deputy Guths to believe Mr. [REDACTED] might be under the influence. Deputy Guths had Mr. [REDACTED] exit the vehicle and perform balance tests. Mr. [REDACTED] didn't show enough signs and symptoms and Deputy Guths didn't feel comfortable arresting him for 11550 H&S Under the influence of a controlled substance. Deputy Guths initially thought Mr. [REDACTED] was under the influence and that's why he did a more thorough search, looking for methamphetamine.

I asked Deputy Guths if he observed blood on Mr. [REDACTED] neck during the contact and asked Mr. [REDACTED] to pull his shirt down. Deputy Guths did not remember this and Nevins asked Deputy Guths what other tests were administered. Deputy Guths also conducted Rhomberg (Internal Clock Test) and Horizontal Gaze Nystagmus tests (Involuntary Eye Movement Test). Deputy Guths didn't believe Mr. [REDACTED] was under the influence based on the tests. Deputy Guths told us he did not ask Mr. [REDACTED] to pull his shirt down and didn't remember seeing any blood on Mr. [REDACTED] neck.

Mr. [REDACTED] told Deputy Guths he had a medical marijuana card, or was about to get one, but did not have it on his person. Guths ran Mr. [REDACTED] for wants and warrants during the contact and handcuffed him at one point. Deputy Guths believed he located the marijuana wax in the center console or in the glove box. Deputy Guths has arrested people for marijuana wax before, recognized the substance as marijuana wax and told Mr. [REDACTED] it was a felony, to which Mr. [REDACTED] responded he did not realize it was a felony. Mr. [REDACTED] told Deputy Guths there was about half a gram of marijuana wax.

I asked Deputy Guths if Mr. [REDACTED] argued with him regarding the legality of marijuana wax. Deputy Guths and Mr. [REDACTED] did not argue regarding the legality and Mr. [REDACTED] just stated he was not aware it was a felony. Mr. [REDACTED] had containers for medical marijuana and a pocket knife in the vehicle. Deputy Guths described the wax container as circular, clear plastic, about an inch in diameter, and half inch in height. Deputy Guths took custody of the marijuana wax when he placed Mr. [REDACTED] into handcuffs and into the back seat of his patrol car. Deputy Guths placed the marijuana wax, to the best of his recollection, due to tunnel vision since he missed a felony arrest, onto the trunk of his patrol car. That's where he usually places evidence. He may have placed the wax inside of his latex glove then thrown it into the trash. Deputy Guths believes he might have left the wax on the trunk, drove off and it fell or he left it in his latex glove and it was disposed of it in the trash. Deputy Guths collects his trash in the front passenger area and throws it away at the end of his shift while fueling the patrol vehicle at the Santee gas pumps, point 43.

I explained to Deputy Guths that I didn't understand the chain of events as he described. Deputy Guths had taken the marijuana wax, drove to the attempt suicide call, talked to the child, but then

came back? Deputy Guths explained, "at that point I, I, I thought I left the, the marijuana wax on top of the trunk and drove off and the marijuana wax fell off the trunk."

Attorney Fields asked Deputy Guths if he intended to drive off with the wax on the rear of his vehicle and Deputy Guths answered, "no." Deputy Guths did not remember the wax was there. Attorney Fields asked when Deputy Guths remembered something about the wax and Deputy Guths replied, "from the 11-45 call I drove back to the Storefront in Lakeside, cause I was gonna call the sergeant, actually reopen the case the event number and get a, pull out a case number to write a found property. At that point before going to the Storefront, I look around for the marijuana wax. I couldn't find it, I drove to the dead end of Mast, I couldn't find it, I came back to the storefront. At that point I was like, ok I, I misplaced the marijuana wax, now I lost it, I have to call the sergeant."

Deputy Guths walked into the Storefront, was pending a couple of reports and one of the reports was a CPS Cross Report. Deputy Guths' partner asked him to fill out a cross report for him. Deputy Guths starting talking to his partner and mentioned how upset and frustrated he was at letting a felony arrest go. Deputy Guths had tunnel vision and completely forgot about the evidence. I asked Deputy Guths if he had ever lost evidence before and Deputy Guths replied, "no sir."

I asked Deputy Guths to draw his route from the contact with Mr. [REDACTED] to the attempt suicide call, then back to where he looked for the lost marijuana wax. I provided Deputy Guths with a printed google map of the area. Deputy Guths believed he went east on Mast to Riverford, Riverford to Woodside to Wintergardens. Guths then drew his route on the map. After the call, Deputy Guths drove to the Lakeside Storefront. Deputy Guths showed us the Storefront location on the printed map.

After the call, Deputy Guths went back to the Lakeside Storefront and was going to reopen the event for a case number and realized he lost the marijuana wax. Deputy Guths drove back, couldn't find it, and drove back to the Storefront. Attorney Fields asked Guths why he was going to reopen it before he realized he lost the marijuana wax. Deputy Guths replied he was going to write a found property report to document the evidence he found. I pointed to the dead end of Mast Boulevard on the map and asked Deputy Guths to confirm he drove back to the dead end of Mast Boulevard. Deputy Guths confirmed he drove back to the dead end of Mast Boulevard.

I presented Deputy Guths with the AVL information from his vehicle showing he did not return to the dead end of Mast Boulevard, or to the general area, after leaving the contact with Mr. [REDACTED]. Deputy Guths said he was pretty sure he did drive back. I explained to Deputy Guths and Attorney Fields how to read the AVL printout and allowed Deputy Guths time to examine the printout. I asked Deputy Guths to please show me where he went back during his shift (on the AVL printout). Sergeant Nevins explained how the AVL updates location every ten minutes or if

you move six tenths of a mile, along with speed. Deputy Guths had been looking over the AVL printout for a couple of minutes when he told us it did not show him going back.

Sergeant Nevins asked Deputy Guths if he went back. Deputy Guths said, "I believe I go back either like on that shift or on the next shift, like I said like I didn't pay too much attention to that, because I really forgot about it. And maybe on the next shift I went back there. But, I went back there, I did."

Sergeant Nevins asked Deputy Guths if he was positive he went back. Deputy Guths said things got a little fuzzy for a while and I watched Deputy Guths begin shifting his body weight in the chair. Deputy Guths was having trouble speaking and now said he might have walked around the car when he stopped and closed the call. Deputy Guths said he had tunnel vision, just drove off, and remembered walking around the car looking for the marijuana wax. His recollection was that he came back to the same location. This was on Mast Boulevard close to the dead end. Sergeant Nevins asked Deputy Guths if he drove back to the exact spot. Deputy Guths believed he did on that shift, or the next shift, and was possibly mixing things up now. Attorney Fields added that was Deputy Guths best recollection but not sure that's exactly what happened. Deputy Guths said it didn't show on the AVL printout and told us he believed the computer was right and was not disputing the AVL information. Sergeant Nevins asked where Deputy Guths closed the call on the map. Deputy Guths believed he closed the call before he got onto Riverford. Deputy Guths again talked about tunnel vision and remembered walking around the car. Deputy Guths said the whole thing was a little fuzzy in his head; he didn't put too much effort into it, didn't think he was going to write a report, moved on with his day, and was really upset about that. Deputy Guths told us he didn't see on the AVL where he went back.

Sergeant Nevins asked Deputy Guths if he looked around his car at the scene of the contact, or when he dispo'd, or at the storefront, or at the last call and Deputy Guths knew he looked inside the car at the Storefront. Deputy Guths added that he couldn't recall now, but remembered walking around his car at the dead end of Mast Boulevard and believed it was after he went to the attempt suicide call. Attorney Fields discussed tunnel vision with Deputy Guths and asked him if there was something about this incident that particularly upset Deputy Guths. Deputy Guths responded that yes he was upset because he didn't arrest Mr. [REDACTED] for a felony. Deputy Guths explained that this would have been his first felony self-initiated arrest. Attorney Fields went on to state that Deputy Guths made the difficult decision to let Mr. [REDACTED] go and respond to the attempt suicide call, and that's what has been particularly concerning to Deputy Guths afterward, and this aspect maybe didn't get the level of attention it could have or should have. Deputy Guths agreed with Attorney Fields and Sergeant Nevins advised Deputy Guths that this concerned him, because he's supposed to be professional and expected to remember significant events. Sergeant Nevins told Deputy Guths that if this was a significant event, his first felony observation arrest, Deputy Guths should remember it and Sergeant Nevins remembered his. Deputy Guths explained that he didn't get the arrest, was so upset about it, that he forgot about

the marijuana wax. Deputy Guths told us he returned to look for the marijuana wax while on duty and it could have been while he was closing the suspicious vehicle call.

This was a completely different version than Deputy Guths had previously stated. Sergeant Nevins questioned Deputy Guths as to how that could have occurred if Deputy Guths drove all the way back to the storefront and discovered the marijuana wax missing. Deputy Guths said he closed the call on Mast Boulevard and then drove to the attempt suicide call. Sergeant Nevins told Deputy Guths he already stated that he realized the marijuana wax was missing when he got to the Storefront, and how could Deputy Guths look for the marijuana wax before Deputy Guths knew it was missing? Beads of sweat were showing on Deputy Guths forehead and Deputy Guths was wiping his forehead with both of his hands. Deputy Guths told us that in his head, he believed he drove back.

Attorney Fields requested a break at this time. After a short discussion with Attorney Fields a break was taken. We resumed the interview at 1344 hours, about 5 minutes after the break.

I asked Deputy Guths if he went back on that shift to look for the marijuana wax. Deputy Guths thought he went back after the call, but the AVL didn't show him going back, and Deputy Guths advised us his sequence of events might be faulty. Deputy Guths told us he didn't know, remembered looking around, but he couldn't remember. I asked Deputy Guths if he went back to where he originally contacted Mr. [REDACTED] on the 13th, 17th or the morning of the 18th. Deputy Guths didn't know.

I asked Deputy Guths why he didn't notify a supervisor and Deputy Guths advised he got caught up complaining to his partners that he didn't get an arrest. Deputy Guths believes he complained to Deputy Roysdon and Deputy Knuteson. Deputy Guths told them he had a felony arrest for marijuana wax and had to let it go for the attempt suicide call. Deputy Guths told Deputy Roysdon and Deputy Knuteson this information at the Storefront on the day it occurred. Deputy Guths told me he did not file a report and apologized. Deputy Guths confirmed he had been trained on how to take a report. Deputy Guths planned on writing a found narcotic, found property or miscellaneous report for documentation, even though it was a felony. Deputy Guths described another marijuana wax case, with a similar amount of the drug, he handled where the District Attorney declined prosecution as a reason for why he would only document the marijuana wax. Sergeant Nevins admonished Deputy Guths that we arrest in these situations and Deputy Guths apologized saying he made a huge mistake.

I asked Deputy Guths to describe again what happened when he left the contact with Mr. [REDACTED]. Deputy Guths believed he stopped at Mr. [REDACTED] window facing the same direction, parallel in his patrol car, got out and advised Mr. [REDACTED] it was a felony to possess wax, it was a DUI to drive and smoke the wax, and Deputy Guths was taking the drugs from him. Deputy Guths did not remember reaching across the passenger side of his patrol car and asking Mr. [REDACTED] to retrieve the wax from Mr. [REDACTED] vehicle. Deputy Guths told us that if he had written a report his memory

would be clearer, he didn't pay attention to those details and he moved on with his day. Deputy Guths goes to the dead end of Mast all the time because it's a location where a lot of people do drugs. Deputy Guths remembered walking around and looking.

I discussed the CAD disposition and that Deputy Guths had not mentioned the marijuana wax in the official CAD document. I told Deputy Guths it was an official document that did not show the marijuana wax. Deputy Guths said, "I know. I'm sorry; I did a huge mistake not reporting that, a huge mistake, I'm sorry about that."

Sergeant Nevins asked Deputy Guths why he didn't mention the marijuana wax in the disposition and Deputy Guths said, "I, I totally forgot about it, totally forgot about it. I'm sorry about that. It was a huge mistake; I know that, I apologize about that."

I asked Deputy Guths if there were any other deputies that I should talk to about the incident. Deputy Guths told us he called Corporal Mascarenas while Mr. [REDACTED] was sitting in the back seat area of Guths patrol car. Deputy Guths told Corporal Mascarenas he had detained a subject with about half a gram of marijuana wax and really wanted to arrest him but his partner was on an attempt suicide call. Corporal Mascarenas told Deputy Guths he was a Deputy Sheriff, the choice was his and to make his own decision.

Deputy Guths decided to let Mr. [REDACTED] go and help his partner. Deputy Guths was really upset about that decision and claimed maybe that's why everything is a little confused. Deputy Guths again said he made a huge mistake and apologized.

Deputy Guths told us this situation was painful and he made a huge mistake. Deputy Guths told us everything was a little confused in his head, he had moved on, and didn't write a report. Deputy Guths went on to say everything was a little fuzzy in his head. Deputy Guths said, "clear cut that I made a mistake, I took possession of marijuana wax, I did not report it and I lost it." Deputy Guths again apologized and told us he made a huge mistake.

I asked Deputy Guths if he had ever smoked, purchased, or sold marijuana or marijuana based products. Deputy Guths told us he had smoked marijuana, not wax, before being employed by the Sheriff's Department. Deputy Guths advised he did not sell, use or give Mr. [REDACTED] marijuana wax to anyone. I asked Deputy Guths if he lost it and Deputy Guths replied, "yes sir."

We discussed the CAD disposition again and I read the disposition to Deputy Guths, "*CONT. [REDACTED] ON HIS CAR. [REDACTED] WAS ACTING SUSPICIOUS AND APPEARED HE WAS HIDING FROM ME. [REDACTED] CONSENTED A VEHICLE SEARCHED. SEVERAL MARIJUANA RECEIPTS AND EMPTY BAGS WERE FOUND. 1129, NEG 4TH*". I informed Deputy Guths he could have added a comment about the marijuana wax to his CAD history. Deputy Guths said he wasn't aware of that. I mentioned to Deputy Guths that he could have pulled a case number afterward. Deputy Guths said, "I could have called dispatch and reopened

the" (unintelligible) "it was a big mistake, big mistake, I apologize about that. I, I messed up, I messed up, messed up big time."

I asked Deputy Guths if there was a supervisor he notified at any time and Deputy Guths replied, "no, no sir."

Sergeant Nevins asked Deputy Guths if there was anything else he wanted to add. Deputy Guths told us he was upset at himself, "that I don't have like a clear cut" and was not trying to lie, "the things are not clear cut in my head." Deputy Guths told us it was still bugging him that he could not remember.

The interview was concluded at 1406 hours. After the recording was stopped and in the presence of Attorney Fields and Sergeant Nevins, I gave Deputy Guths an order not to disclose the details of this investigation with anyone other than a member of the Sheriff's Internal Affairs Unit, or his employee representative.

#### **Investigation (Continued):**

On October 29<sup>th</sup>, at about 1227 hours, I met with Sergeant Nevins and Captain C. Cinnamo at the Sheriff's Communications Center to review the AVL information for Deputy Guths' patrol vehicle. I used the computer terminal in the Communication Center Captains office, away from other Communications Center personnel. I reviewed the AVL mapping for patrol unit 50P5A on September 13<sup>th</sup>, 50P5A on September 17<sup>th</sup> and 51P5A on September 18<sup>th</sup>. I witnessed the fact that Deputy Guths left the dead end of Mast Boulevard after contacting Mr. [REDACTED] on September 13<sup>th</sup> and did not return to the area on the 13<sup>th</sup>, 17<sup>th</sup> or 18<sup>th</sup>. I printed AVL screen shots of this information and attached it to this case.

#### **Statement of Witness: Deputy Douglas Roysdon**

On October 24<sup>th</sup>, 2014, at about 1347 hours, I interviewed Deputy Douglas Roysdon in the Training Coordinator's Office at the Santee Station. Detective Sergeant J. Stranger was present. The interview was digitally recorded and Deputy Roysdon was aware of the recording. For complete details refer to the recording. A synopsis of this interview is as follows.

I explained the nature of the interview to Deputy Roysdon and that he was a witness to this investigation. I asked Deputy Roysdon to review the four Rules of Conduct applicable to Internal Affairs investigations: Insubordination, Intervention, Department Reports and Truthfulness. Deputy Roysdon understood the rules and was willing to follow procedures.

Deputy Roysdon has been employed with the San Diego Sheriff's Department for approximately 3 years and is currently assigned to the Santee Sheriff's Station.

Roysdon confirmed he was working patrol on September 13<sup>th</sup>, remembered Deputy Guths showing up at the attempt suicide call, but did not remember Deputy Guths mentioning the felony arrest situation at any time. Deputy Guths has never mentioned losing evidence to Deputy Roysdon. Deputy Roysdon was not aware of any other witnesses I should interview.

This interview was concluded with an order not to disclose at approximately 1401 hours.

Statement of Witness: Deputy Joseph Knuteson

On October 29th, 2014, at about 1818 hours, I interviewed Deputy Joseph Knuteson in the Training Coordinator's Office at the Santee Station. The interview was digitally recorded and Deputy Knuteson was aware of the recording. For complete details refer to the recording. A synopsis of this interview is as follows.

I explained the nature of the interview to Deputy Knuteson and that he was a witness to this investigation. I asked Deputy Knuteson to review the four Rules of Conduct applicable to Internal Affairs investigations: Insubordination, Intervention, Department Reports and Truthfulness. Deputy Knuteson understood the rules and was willing to follow procedures.

Deputy Knuteson has been employed with the San Diego Sheriff's Department for approximately 2 years and is currently assigned to the Santee Sheriff's Station.

Knuteson confirmed he was working patrol on September 13<sup>th</sup> and remembered Deputy Guths being upset about letting his first felony observation arrest go when he had to break for a priority call. Deputy Guths did not mention marijuana wax or that he lost the marijuana wax. Deputy Guths has never mentioned losing evidence to Deputy Knuteson. Deputy Guths did not mention any details about the citizen, did not seek Deputy Knuteson's advice or assistance, and was venting about the incident. Deputy Knuteson was not aware of any other witnesses I should interview.

This interview was concluded with an order not to disclose at approximately 1825 hours.

Statement of Witness: Corporal Michael Mascarenas

On October 29th, 2014, at about 1830 hours, I interviewed Corporal Michael Mascarenas in the Training Coordinator's Office at the Santee Station. The interview was digitally recorded and Corporal Mascarenas was aware of the recording. For complete details refer to the recording. A synopsis of this interview is as follows.

I explained the nature of the interview to Corporal Mascarenas and that he was a witness to this investigation. I asked Corporal Mascarenas to review the four Rules of Conduct applicable to

Internal Affairs investigations: Insubordination, Intervention, Department Reports and Truthfulness. Corporal Mascarenas understood the rules and was willing to follow procedures.


Corporal Mascarenas has been employed with the San Diego Sheriff's Department for approximately 7 years and is currently assigned to the Santee Sheriff's Station.

Corporal Mascarenas was working patrol on September 13<sup>th</sup> and remembered Deputy Guths calling him regarding the felony arrest situation. Deputy Guths had called Corporal Mascarenas and discussed having a subject with marijuana wax. Corporal Mascarenas remembered Deputy Guths asking how to handle the call and telling Deputy Guths that he wasn't at the scene and Deputy Guths would have to determine whether to arrest or not.

Deputy Guths did not mention marijuana wax or that he lost the marijuana wax. Deputy Guths has never mentioned losing evidence to Corporal Mascarenas. Deputy Guths did not mention any details about the citizen. Corporal Mascarenas was not aware of any other witnesses I should interview.

This interview was concluded with an order not to disclose at approximately 1838 hours.

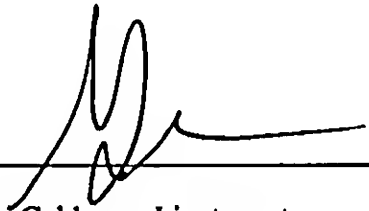
Submitted by: \_\_\_\_\_

  
Erik Munzenmaier, Sergeant

11-24-2014

Date

Approved by: \_\_\_\_\_

  
George Calderon, Lieutenant

11/24/14

Date

Approved by: \_\_\_\_\_

  
James Boyet, Captain

11/24/14

Date

09/13/14 4:25:46 PM					
09/13/14 4:25:47 PM	<u>50P5A</u>	EC	<u>SUSV</u>	DEAD END OF MAST	50P5A -- INQ
09/13/14 4:26:01 PM					****SPECIAL SITUATION. [TYPE:] FIRE [ADDRESS.] [MESSAGE:] ****
09/13/14 4:26:01 PM				<u>107915</u>	** LOI search completed at 09/13/14 16:26:01
09/13/14 4:26:01 PM				<u>107915</u>	** Event Location changed from "DEAD END OF MAST" to "MAST BL/RIVERFORD RD LKSD"
09/13/14 4:26:01 PM				<u>107915</u>	at: 09/13/14 16:26:01
09/13/14 4:26:01 PM				<u>107915</u>	** >>>> by: JESS HANNA on terminal: snld
09/13/14 4:26:05 PM					<u>LOI MATCH: #E1939653 Type: 459CA Address: 10108 RIVERFORD RD LKSD</u>
09/13/14 4:26:05 PM					<u>LOI MATCH: #E1947265 Type: CAMP Address: 10007 RIVERFORD RD LKSD</u>
09/13/14 4:26:05 PM				<u>107915</u>	DEAD END OF MAST
09/13/14 4:37:02 PM				<u>107915</u>	50P5A -- ONE DETAINED... C4
09/13/14 4:37:03 PM	<u>50P5A</u>	EC	<u>SUSV</u>	DEAD END OF MAST	50P5A -- ONE DETAINED... C4
09/13/14 4:37:06 PM					<u>LOI MATCH: #E1939653 Type: 459CA Address: 10108 RIVERFORD RD LKSD</u>
09/13/14 4:37:06 PM					<u>LOI MATCH: #E1947265 Type: CAMP Address: 10007 RIVERFORD RD LKSD</u>
09/13/14 4:37:06 PM	<u>50P5A</u>	UC	<u>SUSV</u>	DEAD END OF MAST	Alarm Timer Extended: 20
09/13/14 4:37:06 PM				<u>107915</u>	Alarm Timer Extended: 20
09/13/14 4:49:20 PM					<u>LOI MATCH: #E1939653 Type: 459CA Address: 10108 RIVERFORD RD LKSD</u>
09/13/14 4:49:20 PM					<u>LOI MATCH: #E1947265 Type: CAMP Address: 10007 RIVERFORD RD LKSD</u>
09/13/14 4:49:20 PM	<u>50P5A</u>	AM	<u>WA</u>		CONT. [REDACTED] ON HIS CAR. [REDACTED] WAS ACTING SUSPICIOUS AND APPEARED HE WAS HIDING FROM ME. [REDACTED] CONSENTED A VEHICLE SEARCHED. SEVERAL MARIJUANA RECEIPTS AND EMPTY BAGS WERE FOUND. 1129, NEG 4TH
09/13/14				<u>100071</u>	CONT. [REDACTED] ON HIS CAR. [REDACTED] WAS ACTING SUSPICIOUS

# CAD Query

[Main](#)
[Event History](#)
[Unit History](#)
[Pending Events](#)
[Unit/Active Events](#)
[Who Where](#)
[Event Stats](#)
[Patrol](#)
[New Patrol](#)

## EVENT DISPLAY

EVENT#	CREATE	TYCOD	LOCATION	EMPID	TERM	PRIMUNIT	DISP	ARRIVE	DGROUP	MBEAT	DISPO	COMMENTS
E1950043	Saturday September 13, 2014 09/13/14 4:25:18 PM	<u>SUSV</u>	MAST BL/RIVERFORD RD LKSD	<u>107915</u>	sntd	50P5A	09/13/14 4:25:18 PM	09/13/14 4:25:19 PM	SNTD	527	WA,	

## RP INFO

## VEHICLE INFORMATION

COLOR	YEAR	MAKE	MODEL	STATE	LICENSE	LICYEAR	CLASS
						PC	2014

## UNIT STATUS/EVENT COMMENTS

DATE/TIME	UNID	STAT	TYCOD	LOCATION	EMPID1	COMMENTS
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Saturday  
September 13,  
2014

09/13/14 4:25:18 PM	<u>50P5A</u>	DP	<u>SUSV</u>	DEAD END OF MAST		
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09/13/14 4:25:18 PM					<u>107915</u>	** LOI search completed at 09/13/14 16:25:18
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09/13/14 4:25:18 PM					<u>107915</u>	Field Event
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09/13/14 4:25:19 PM	<u>50P5A</u>	ON	<u>SUSV</u>	DEAD END OF MAST		
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09/13/14 4:25:19 PM					<u>107915</u>	** VEH search completed at 09/13/14 16:25:19
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09/13/14 4:25:25 PM						CLETS QUERY RECORD: #43588261
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09/13/14					<u>107915</u>	50P5A -- INQ
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# CAD Query

[Main](#)
[Event History](#)
[Unit History](#)
[Pending Events](#)
[Unit/Active Events](#)
[Who Where](#)
[Event Stats](#)
[Patrol](#)
[New Patrol](#)

## UNIT HISTORY

DATE/TIME	UNID	STAT	TYCOD	LOCATION	OFFICER	EVENT#	COMMENTS
Saturday September 13, 2014							
09/13/14 6:50:19 AM	<u>50P5A</u>	L			<u>100071</u>		
09/13/14 6:50:20 AM	<u>50P5A</u>	AM			<u>100071</u>		
09/13/14 6:50:21 AM	<u>50P5A</u>	CO			<u>100071</u>		New equipment list for Unit [50P5A] : LOJACK:1, AR-15:1, 0:6
09/13/14 7:17:32 AM	<u>50P5A</u>	UG			<u>100071</u>		
09/13/14 8:17:54 AM	<u>50P5A</u>	DP	<u>1021</u>	8613 WINTER GARDENS BL LKSD	<u>100071</u>	<u>E1949073</u>	
09/13/14 8:18:02 AM	<u>50P5A</u>	AK	<u>1021</u>	8613 WINTER GARDENS BL LKSD	<u>100071</u>	<u>E1949073</u>	
09/13/14 8:46:10 AM	<u>50P5A</u>	AM	<u>IO</u>		<u>100071</u>	<u>E1949073</u>	CONT [REDACTED] VIA 1021. EXPLAIN WE CAN JUST GO INTO THE HOUSE WITHOUT A LEGIT REASON. XP ON THE 8600 BLOCK.
09/13/14 9:14:58 AM	<u>50P5A</u>	DP	<u>PRES</u>	LAUREL ST/PINO DR LKSD	<u>100071</u>	<u>E1949179</u>	
09/13/14 9:15:45 AM	<u>50P5A</u>	ER	<u>PRES</u>	LAUREL ST/PINO DR LKSD	<u>100071</u>	<u>E1949179</u>	
09/13/14 9:30:44 AM	<u>50P5A</u>	ON	<u>PRES</u>	LAUREL ST/PINO DR LKSD	<u>100071</u>	<u>E1949179</u>	
09/13/14 9:36:14 AM	<u>50P5A</u>	EC	<u>PRES</u>	LAUREL ST/PINO DR LKSD	<u>100071</u>	<u>E1949179</u>	50P5A -- 51 X 1
09/13/14 9:40:44 AM	<u>50P5A</u>	A	<u>PRES</u>	LAUREL ST/PINO DR LKSD	<u>100071</u>	<u>E1949179</u>	
09/13/14 9:41:12 AM	<u>50P5A</u>	UC	<u>PRES</u>	LAUREL ST/PINO DR LKSD	<u>100071</u>	<u>E1949179</u>	Alarm Timer Extended: 0

09/13/14 9:42:11 AM	<u>50P5A</u>	UC	<u>PRES</u>	LAUREL ST/PINO DR LKSD	<u>100071</u>	<u>E1949179</u>	C4 - Alarm Timer Extended: 20
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09/13/14 9:59:33 AM	<u>50P5A</u>	AM	<u>PRES</u>		<u>100071</u>	<u>E1949179</u>	
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09/13/14 10:52:56 AM	<u>50P5A</u>	DP	<u>TRO</u>	1217 GREENFIELD DR ECU	<u>100071</u>	<u>E1949368</u>	
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San Diego County Sheriff's Department

# CAD Query

[Main](#)
[Event History](#)
[Unit History](#)
[Pending Events](#)
[Unit/Active Events](#)
[Who Where](#)
[Event Stats](#)
[Patrol](#)
[New Patrol](#)

## UNIT HISTORY

DATE/TIME	UNID	STAT	TYCOD	LOCATION	OFFICER	EVENT#	COMMENTS
Saturday September 13, 2014							
09/13/14 10:52:56 AM	<u>50P5A</u>	DP	<u>TRO</u>	1217 GREENFIELD DR ECU	<u>100071</u>	<u>E1949368</u>	
09/13/14 10:53:03 AM	<u>50P5A</u>	ER	<u>TRO</u>	1217 GREENFIELD DR ECU	<u>100071</u>	<u>E1949368</u>	
09/13/14 11:04:43 AM	<u>50P5A</u>	ON	<u>TRO</u>	1217 GREENFIELD DR ECU	<u>100071</u>	<u>E1949368</u>	
09/13/14 11:06:10 AM	<u>50P5A</u>	EC	<u>TRO</u>	1217 GREENFIELD DR ECU	<u>100071</u>	<u>E1949368</u>	50P5A -- INQ
09/13/14 11:14:43 AM	<u>50P5A</u>	A	<u>TRO</u>	1217 GREENFIELD DR ECU	<u>100071</u>	<u>E1949368</u>	
09/13/14 11:14:56 AM	<u>50P5A</u>	UC	<u>TRO</u>	1217 GREENFIELD DR ECU	<u>100071</u>	<u>E1949368</u>	Alarm Timer Extended: 0
09/13/14 11:19:25 AM	<u>50P5A</u>	AM	<u>UF</u>		<u>100071</u>	<u>E1949368</u>	
09/13/14 11:30:45 AM	<u>50P5A</u>	DP	<u>PRES</u>	1522 GRAVES AV ECU: @7-11	<u>100071</u>	<u>E1949433</u>	
09/13/14 11:30:55 AM	<u>50P5A</u>	AK	<u>PRES</u>	1522 GRAVES AV ECU: @7-11	<u>100071</u>	<u>E1949433</u>	
09/13/14 11:33:28 AM	<u>50P5A</u>	AM	<u>PRES</u>		<u>100071</u>	<u>E1949433</u>	
09/13/14 1:11:49 PM	<u>50P5A</u>	DP	<u>273</u>	8696 GOLDEN RIDGE RD LKSD	<u>100071</u>	<u>E1949614</u>	
09/13/14 1:12:34 PM	<u>50P5A</u>	ER	<u>273</u>	8696 GOLDEN RIDGE RD LKSD	<u>100071</u>	<u>E1949614</u>	
09/13/14 1:43:25 PM	<u>50P5A</u>	ON	<u>273</u>	8696 GOLDEN RIDGE RD LKSD	<u>100071</u>	<u>E1949614</u>	
09/13/14 1:53:25 PM	<u>50P5A</u>	A	<u>273</u>	8696 GOLDEN RIDGE RD LKSD	<u>100071</u>	<u>E1949614</u>	
09/13/14 2:01:30 PM	<u>50P5A</u>	UC	<u>273</u>	8696 GOLDEN RIDGE RD LKSD	<u>100071</u>	<u>E1949614</u>	Alarm Timer Extended: 0
09/13/14 2:03:46 PM	<u>50P5A</u>	UC	<u>273</u>	8696 GOLDEN RIDGE RD LKSD	<u>100071</u>	<u>E1949614</u>	C4 - Alarm Timer Extended: 20
<a href="#">More Records &gt;&gt;</a>							



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# CAD Query

Main

Event  
HistoryUnit  
HistoryPending  
EventsUnit/Active  
EventsWho  
WhereEvent  
Stats

Patrol

New  
Patrol

## UNIT HISTORY

DATE/TIME	UNID	STAT	TYCOD	LOCATION	OFFICER	EVENT#	COMMENTS
Saturday September 13, 2014							
09/13/14 2:03:46 PM	<u>50P5A</u>	UC	<u>273</u>	8696 GOLDEN RIDGE RD LKSD	<u>100071</u>	<u>E1949614</u>	C4 - Alarm Timer Extended: 20
09/13/14 2:12:43 PM	<u>50P5A</u>	CO	<u>273</u>		<u>100071</u>	<u>E1949614</u>	Preempt
09/13/14 2:12:43 PM	<u>50P5A</u>	AM	<u>273</u>		<u>100071</u>	<u>E1949614</u>	Preempt
09/13/14 2:12:43 PM	<u>50P5A</u>	DP	<u>273</u>	9728 WINTER GARDENS BL LKSD: @FRESH AND EASY	<u>100071</u>	<u>E1949614</u>	
09/13/14 2:12:44 PM	<u>50P5A</u>	ON	<u>273</u>	9728 WINTER GARDENS BL LKSD: @FRESH AND EASY	<u>100071</u>	<u>E1949614</u>	
09/13/14 2:22:44 PM	<u>50P5A</u>	A	<u>273</u>	9728 WINTER GARDENS BL LKSD: @FRESH AND EASY	<u>100071</u>	<u>E1949614</u>	
09/13/14 2:22:58 PM	<u>50P5A</u>	UC	<u>273</u>	9728 WINTER GARDENS BL LKSD: @FRESH AND EASY	<u>100071</u>	<u>E1949614</u>	Alarm Timer Extended: 0
09/13/14 3:00:41 PM	<u>50P5A</u>	ER	<u>273</u>	@POLINSKI CENTER	<u>100071</u>	<u>E1949614</u>	
09/13/14 3:00:41 PM	<u>50P5A</u>	CL	<u>273</u>	@POLINSKI CENTER	<u>100071</u>	<u>E1949614</u>	
09/13/14 3:01:02 PM	<u>50P5A</u>	ER	<u>273</u>	9400 RUFFIN CT SD: @POLINSKY	<u>100071</u>	<u>E1949614</u>	
09/13/14 3:01:02 PM	<u>50P5A</u>	CL	<u>273</u>	9400 RUFFIN CT SD: @POLINSKY	<u>100071</u>	<u>E1949614</u>	
09/13/14 3:19:50 PM	<u>50P5A</u>	ON	<u>273</u>	9400 RUFFIN CT SD: @POLINSKY	<u>100071</u>	<u>E1949614</u>	
09/13/14 3:29:50 PM	<u>50P5A</u>	A	<u>273</u>	9400 RUFFIN CT SD: @POLINSKY	<u>100071</u>	<u>E1949614</u>	
09/13/14 3:30:01 PM	<u>50P5A</u>	UC	<u>273</u>	9400 RUFFIN CT SD: @POLINSKY	<u>100071</u>	<u>E1949614</u>	Alarm Timer Extended: 0
09/13/14 4:12:25 PM	<u>50P5A</u>	AM	<u>273</u>		<u>100071</u>	<u>E1949614</u>	
09/13/14 4:15:25 PM	<u>50P5A</u>	DP	<u>415P</u>	MAST BL/PINERY GROVE LKSD	<u>100071</u>	<u>E1950015</u>	
More Records >>							



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San Diego County Sheriff's Department

### Event History

## Unit History

## Pending Events

Unit/Active  
Events

## Who Where

## Event Stats

## Patrol

## New Patrol

DATE/TIME	UNID	STAT	TYCOD	LOCATION	OFFICER	EVENT#	COMMENTS
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**Saturday  
September  
13, 2014**

09/13/14 4:15:25 PM	<u>50P5A</u>	DP	<u>415P</u>	MAST BL/PINERY GROVE LKSD	<u>100071</u>	<u>E1950015</u>	
09/13/14 4:15:51 PM	<u>50P5A</u>	ER	<u>415P</u>	MAST BL/PINERY GROVE LKSD	<u>100071</u>	<u>E1950015</u>	
09/13/14 4:15:57 PM	<u>50P5A</u>	EC	<u>415P</u>	MAST BL/PINERY GROVE LKSD	<u>100071</u>	<u>E1950015</u>	50P5A -- WAOC
09/13/14 4:21:42 PM	<u>50P5A</u>	ON	<u>415P</u>	MAST BL/PINERY GROVE LKSD	<u>100071</u>	<u>E1950015</u>	
09/13/14 4:24:48 PM	<u>50P5A</u>	AM	<u>GA</u>		<u>100071</u>	<u>E1950015</u>	
09/13/14 4:25:18 PM	<u>50P5A</u>	DP	<u>SUSV</u>	DEAD END OF MAST	<u>100071</u>	<u>E1950043</u>	
09/13/14 4:25:19 PM	<u>50P5A</u>	ON	<u>SUSV</u>	DEAD END OF MAST	<u>100071</u>	<u>E1950043</u>	
09/13/14 4:25:47 PM	<u>50P5A</u>	EC	<u>SUSV</u>	DEAD END OF MAST	<u>100071</u>	<u>E1950043</u>	50P5A -- INQ
09/13/14 4:35:19 PM	<u>50P5A</u>	A	<u>SUSV</u>	DEAD END OF MAST	<u>100071</u>	<u>E1950043</u>	
09/13/14 4:37:03 PM	<u>50P5A</u>	EC	<u>SUSV</u>	DEAD END OF MAST	<u>100071</u>	<u>E1950043</u>	50P5A -- ONE DETAINED... C4
09/13/14 4:37:06 PM	<u>50P5A</u>	UC	<u>SUSV</u>	DEAD END OF MAST	<u>100071</u>	<u>E1950043</u>	Alarm Timer Extended: 20
09/13/14 4:49:20 PM	<u>50P5A</u>	AM	<u>WA</u>		<u>100071</u>	<u>E1950043</u>	CONT. [REDACTED] ON HIS CAR. [REDACTED] WAS ACTING SUSPICIOUS AND APPEARED HE WAS HIDING FROM ME. [REDACTED] CONSENTED A VEHICLE

SEARCHED. SEVERAL MARIJUANA RECEIPTS AND  
EMPTY BAGS WERE FOUND. 1129, NEG 4TH

09/13/14 5:00:39 PM	<u>50P5A</u>	DP	<u>SUSP</u>	1522 GRAVES AV ECU: @7- 11	<u>100071</u>	<u>E1949926</u>
09/13/14 5:01:12 PM	<u>50P5A</u>	ER	<u>SUSP</u>	1522 GRAVES AV ECU: @7- 11	<u>100071</u>	<u>E1949926</u>
09/13/14 5:08:16 PM	<u>50P5A</u>	ON	<u>SUSP</u>	1522 GRAVES AV ECU: @7- 11	<u>100071</u>	<u>E1949926</u>
09/13/14 5:12:19 PM	<u>50P5A</u>	AM	<u>GA</u>		<u>100071</u>	<u>E1949926</u>

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>>



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San Diego County Sheriff's Department

# CAD Query

[Main](#)
[Event History](#)
[Unit History](#)
[Pending Events](#)
[Unit/Active Events](#)
[Who Where](#)
[Event Stats](#)
[Patrol](#)
[New Patrol](#)

## UNIT HISTORY

DATE/TIME	UNID	STAT	TYCOD	LOCATION	OFFICER	EVENT#	COMMENTS
Saturday September 13, 2014							
09/13/14 5:12:19 PM	<u>50P5A</u>	AM	<u>GA</u>		<u>100071</u>	<u>E1949926</u>	
09/13/14 5:16:51 PM	<u>50P5A</u>	DP	<u>1021</u>	335 VISTA ABIERTA ECU	<u>100071</u>	<u>E1950142</u>	
09/13/14 5:16:58 PM	<u>50P5A</u>	AK	<u>1021</u>	335 VISTA ABIERTA ECU	<u>100071</u>	<u>E1950142</u>	
09/13/14 5:53:57 PM	<u>50P5A</u>	AM	<u>NC</u>		<u>100071</u>	<u>E1950142</u>	CALLED RP X2 WITH NO ANSWER
09/13/14 6:07:14 PM	<u>50P5A</u>	LO			<u>100071</u>		
Sunday September 14, 2014							
09/14/14 6:28:40 AM	<u>50P5A</u>	L					
09/14/14 6:28:40 AM	<u>50P5A</u>	UE					
09/14/14 6:28:40 AM	<u>50P5A</u>	UE			<u>106776</u>		
09/14/14 6:28:41 AM	<u>50P5A</u>	AV					
09/14/14 6:28:42 AM	<u>50P5A</u>	CO					New equipment list for Unit [50P5A] :
09/14/14 6:28:44 AM	<u>50P5A</u>	DP	<u>459CA</u>	10775 ROCKVILL ST SANT:@AEP STORAGE	<u>106776</u>	<u>E1951106</u>	
09/14/14 6:32:25 AM	<u>50P5A</u>	ER	<u>459CA</u>	10775 ROCKVILL ST SANT:@AEP STORAGE	<u>106776</u>	<u>E1951106</u>	
09/14/14 6:55:18 AM	<u>50P5A</u>	ON	<u>459CA</u>	10775 ROCKVILL ST SANT:@AEP STORAGE	<u>106776</u>	<u>E1951106</u>	
09/14/14 7:00:20 AM	<u>50P5A</u>	EC	<u>459CA</u>	10775 ROCKVILL ST SANT:@AEP STORAGE	<u>106776</u>	<u>E1951106</u>	50P5A -- C4 SO FAR BUSIN COMPLETELY FENCED IN

09/14/14 7:05:18 AM	<u>50P5A</u>	A	<u>459CA</u>	10775 ROCKVILL ST SANT:@AEP STORAGE	<u>106776</u>	<u>E1951106</u>
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09/14/14 7:06:50 AM	<u>50P5A</u>	UE	<u>459CA</u>		<u>106776</u>	<u>E1951106</u>
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More Records >>



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San Diego County Sheriff's Department

# CAD Query

[Main](#)
[Event History](#)
[Unit History](#)
[Pending Events](#)
[Unit/Active Events](#)
[Who Where](#)
[Event Stats](#)
[Patrol](#)
[New Patrol](#)

## EVENT DISPLAY

EVENT#	CREATE	TYCOD	LOCATION	EMPID	TERM	PRIMUNIT	DISP	ARRIVE	DGROUP	MBEAT	DISPO	COMMENTS
E1950062	Saturday September 13, 2014 09/13/14 4:33:10 PM	<u>1145</u>	9410 WINTER GARDENS BL 8 LKSD	<u>106884</u>	srt	51P5A	09/13/14 4:34:10 PM	09/13/14 4:43:58 PM	SNTD	529	OK,	

## RP INFO

## UNIT STATUS/EVENT COMMENTS

DATE/TIME	UNID	STAT	TYCOD	LOCATION	EMPID1	COMMENTS
Saturday September 13, 2014 09/13/14 4:33:10 PM						****SPECIAL SITUATION: [TYPE:] FIRE [ADDRESS:] [MESSAGE:] ****
09/13/14 4:33:10 PM					<u>106884</u>	** LOI search completed at 09/13/14 16:33:10
09/13/14 4:33:10 PM					<u>106884</u>	W911 32.87388300 -116.928606.....NOW
09/13/14 4:33:10 PM					<u>106884</u>	MOM, CUT HER SELF W/ KNIFE
09/13/14 4:33:10 PM					<u>106884</u>	STEAK KNIFE USED
09/13/14 4:33:14 PM					<u>106884</u>	FD STAGING
09/13/14 4:33:36 PM					<u>106884</u>	TRIED TO TAKE MEDS ALSO
09/13/14 4:33:51 PM					<u>106884</u>	KNIFE WAS THROWN IN THE TGRASH
09/13/14 4:34:10 PM	<u>51P5A</u>	DP	<u>1145</u>	9410 WINTER GARDENS BL		

				LKSD,8	
09/13/14 4:34:15 PM	<u>51P5A</u>	ER	<u>1145</u>	9410 WINTER GARDENS BL LKSD,8	
09/13/14 4:34:31 PM				<u>106884</u>	MOM IS [REDACTED]
09/13/14 4:34:34 PM				<u>107915</u>	51P5A – WAOC
09/13/14 4:34:35 PM	<u>51P5A</u>	EC	<u>1145</u>	9410 WINTER GARDENS BL LKSD,8	51P5A – WAOC
09/13/14 4:34:57 PM				<u>106884</u>	BOYFRIEND IS 97 ALSO .... [REDACTED]
09/13/14 4:35:12 PM				<u>106884</u>	MALE HALF HAS NOT BEEN DRINKING
09/13/14 4:35:53 PM				<u>106884</u>	CUT ON LEGS
09/13/14 4:36:06 PM				<u>107915</u>	BC
09/13/14 4:39:51 PM				<u>107915</u>	FD STAGED
09/13/14 4:42:31 PM				<u>105220</u>	.
09/13/14 4:43:21 PM				<u>105220</u>	RP'S NIEGH CALLED....104 DEPS ER....HAD NO NEW INFO...IS CURRENTLY OUTSIDE THE
09/13/14 4:43:21 PM				<u>105220</u>	HOUSE.....NFD
09/13/14 4:43:58 PM	<u>51P5A</u>	ON	<u>1145</u>	9410 WINTER GARDENS BL LKSD,8	
09/13/14 4:44:10 PM	<u>51P5A</u>	ET	<u>1145</u>	9410 WINTER GARDENS BL LKSD,8	
09/13/14 4:44:10 PM				<u>107915</u>	** Emergency Traffic executed for Event # E1950062 at: 09/13/14 16:44:10
09/13/14 4:44:10 PM				<u>107915</u>	** >>>> by: JESS HANNA on terminal: sntd
09/13/14 4:46:21 PM				<u>107915</u>	51P5A – CLR ET

09/13/14 4:46:22 PM	<u>51P5A</u>	EC	<u>1145</u>	9410 WINTER GARDENS BL LKSD,8	51P5A -- CLR ET
09/13/14 4:46:35 PM	<u>50P1A</u>	DP	<u>1145</u>	9410 WINTER GARDENS BL LKSD,8	
09/13/14 4:46:46 PM	<u>51P5A</u>	ON	<u>1145</u>	9410 WINTER GARDENS BL LKSD,8	
09/13/14 4:46:51 PM	<u>50P1A</u>	ER	<u>1145</u>	9410 WINTER GARDENS BL LKSD,8	
09/13/14 4:46:59 PM					<u>107915</u> 50P1A -- FROM [REDACTED]
09/13/14 4:47:00 PM	<u>50P1A</u>	EC	<u>1145</u>	9410 WINTER GARDENS BL LKSD,8	50P1A -- FROM [REDACTED]
09/13/14 4:49:08 PM					<u>107915</u> FD STILL STAGED
09/13/14 4:49:59 PM	<u>50P1A</u>	ON	<u>1145</u>	9410 WINTER GARDENS BL LKSD,8	
09/13/14 4:51:52 PM					<u>107915</u> 50P1A -- FD CAN GO 10-8
09/13/14 4:51:53 PM	<u>50P1A</u>	EC	<u>1145</u>	9410 WINTER GARDENS BL LKSD,8	50P1A -- FD CAN GO 10-8
09/13/14 4:52:28 PM					<u>LOI MATCH: #E1940555 Type:11550 Address: 12119 ORANGE CREST CT LKSD 4</u>
09/13/14 4:52:28 PM					<u>LOI MATCH: #E1941485 Type:WELCK Address: 9250 WINTER GARDENS BL LKSD 19</u>
09/13/14 4:52:28 PM					<u>LOI MATCH: #E1942445 Type:415FA Address: 12126 LEMON CREST DR LKSD 3</u>
09/13/14 4:52:28 PM					<u>LOI MATCH: #E1943978 Type:459RA Address: 12165 CIMBRIA WY LKSD</u>
09/13/14 4:52:28 PM					<u>LOI MATCH: #E1945332 Type:FRJ Address: 12119 ORANGE CREST CT LKSD 4</u>
09/13/14 4:52:28 PM					<u>LOI MATCH: #E1945335 Type:WELCK Address: 12168 LEMON CREST DR LKSD 4</u>
09/13/14					<u>LOI MATCH: #E1945695 Type:SUSP Address: 9532 WINTER</u>

4:52:28 PM				GARDENS BL LKSD	
09/13/14				LOI MATCH: #E1948153 Type:SUSP Address: 9560 WINTER	
4:52:28 PM				GARDENS BL LKSD	
09/13/14				LOI MATCH: #E1949848 Type:1130W Address: WINTER	
4:52:28 PM				GARDENS BL/LEMON CREST DR LKSD	
09/13/14				107915	FD 10-4 TO CANCEL
4:52:28 PM					
09/13/14				LOI MATCH: #E1940555 Type:11550 Address: 12119 ORANGE	
4:57:08 PM				CREST CT LKSD 4	
09/13/14				LOI MATCH: #E1941485 Type:WELCK Address: 9250 WINTER	
4:57:08 PM				GARDENS BL LKSD 19	
09/13/14				LOI MATCH: #E1942445 Type:415FA Address: 12126 LEMON	
4:57:08 PM				CREST DR LKSD 3	
09/13/14				LOI MATCH: #E1943978 Type:459RA Address: 12165 Cimbria	
4:57:08 PM				WY LKSD	
09/13/14				LOI MATCH: #E1945332 Type:FRJ Address: 12119 ORANGE	
4:57:08 PM				CREST CT LKSD 4	
09/13/14				LOI MATCH: #E1945335 Type:WELCK Address: 12168 LEMON	
4:57:08 PM				CREST DR LKSD 4	
09/13/14				LOI MATCH: #E1945695 Type:SUSP Address: 9532 WINTER	
4:57:08 PM				GARDENS BL LKSD	
09/13/14				LOI MATCH: #E1948153 Type:SUSP Address: 9560 WINTER	
4:57:08 PM				GARDENS BL LKSD	
09/13/14				LOI MATCH: #E1949848 Type:1130W Address: WINTER	
4:57:08 PM				GARDENS BL/LEMON CREST DR LKSD	
09/13/14	51P5A	UC	1145	9410 WINTER GARDENS BL LKSD,8	Alarm Timer Extended: 0
4:57:08 PM				107915	Alarm Timer Extended: 0
09/13/14	51P5A	UC	1145	9410 WINTER GARDENS BL LKSD,8	C4 - Alarm Timer Extended: 20
5:02:47 PM				107915	C4 - Alarm Timer Extended: 20
09/13/14	50P1A	UC	1145	9410 WINTER GARDENS BL LKSD,8	Alarm Timer Extended: 0
5:02:49 PM				107915	Alarm Timer Extended: 0
09/13/14				107915	Alarm Timer Extended: 0

09/13/14	5:02:49 PM					LOI MATCH: #E1940555 Type:11550 Address: 12119 ORANGE CREST CT LKSD 4
09/13/14	5:04:47 PM					LOI MATCH: #E1941485 Type:WELCK Address: 9250 WINTER GARDENS BL LKSD 19
09/13/14	5:04:47 PM					LOI MATCH: #E1942445 Type:415FA Address: 12126 LEMON CREST DR LKSD 3
09/13/14	5:04:47 PM					LOI MATCH: #E1943978 Type:459RA Address: 12165 Cimbria WY LKSD
09/13/14	5:04:47 PM					LOI MATCH: #E1945332 Type:FRJ Address: 12119 ORANGE CREST CT LKSD 4
09/13/14	5:04:47 PM					LOI MATCH: #E1945335 Type:WELCK Address: 12168 LEMON CREST DR LKSD 4
09/13/14	5:04:47 PM					LOI MATCH: #E1945695 Type:SUSP Address: 9532 WINTER GARDENS BL LKSD
09/13/14	5:04:47 PM					LOI MATCH: #E1948153 Type:SUSP Address: 9560 WINTER GARDENS BL LKSD
09/13/14	5:04:47 PM					LOI MATCH: #E1949848 Type:1130W Address: WINTER GARDENS BL/LEMON CREST DR LKSD
09/13/14	5:04:47 PM	<u>50P1A</u>	UC	<u>1145</u>	9410 WINTER GARDENS BL LKSD,8	C4 - Alarm Timer Extended: 20
09/13/14	5:04:47 PM					<u>107915</u> C4 - Alarm Timer Extended: 20
09/13/14	5:13:03 PM	<u>50P1A</u>	AM	<u>1145</u>		
09/13/14	5:13:40 PM					LOI MATCH: #E1940555 Type:11550 Address: 12119 ORANGE CREST CT LKSD 4
09/13/14	5:13:40 PM					LOI MATCH: #E1941485 Type:WELCK Address: 9250 WINTER GARDENS BL LKSD 19
09/13/14	5:13:40 PM					LOI MATCH: #E1942445 Type:415FA Address: 12126 LEMON CREST DR LKSD 3
09/13/14	5:13:40 PM					LOI MATCH: #E1943978 Type:459RA Address: 12165 Cimbria WY LKSD
09/13/14	5:13:40 PM					LOI MATCH: #E1945332 Type:FRJ Address: 12119 ORANGE CREST CT LKSD 4
09/13/14	5:13:40 PM					LOI MATCH: #E1945335 Type:WELCK Address: 12168 LEMON CREST DR LKSD 4
09/13/14						LOI MATCH: #E1945695 Type:SUSP Address: 9532 WINTER

5:13:40 PM				<u>GARDENS BL LKSD</u>
09/13/14				<u>LOI MATCH: #E1948153 Type:SUSP Address: 9560 WINTER</u>
5:13:40 PM				<u>GARDENS BL LKSD</u>
09/13/14				<u>LOI MATCH: #E1949848 Type:1130W Address: WINTER</u>
5:13:40 PM				<u>GARDENS BL/LEMON CREST DR LKSD</u>
09/13/14				NOT 11-45. CUT ACCIDENTAL FROM SCREW ON DOOR.
5:13:40 PM	<u>51P5A</u>	AM	<u>OK</u>	UPSET OVER CUSTODY ISSUE AND HBD IN HER HOME. LEFT IN THE CARE OF A FAMILY MEMBER
09/13/14				NOT 11-45. CUT ACCIDENTAL FROM SCREW ON DOOR.
5:13:40 PM			<u>107236</u>	UPSET OVER CUSTODY ISSUE AND HBD
09/13/14				IN HER HOME. LEFT IN THE CARE OF A FAMILY MEMBER
5:13:40 PM			<u>107236</u>	



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**EVENT DISPLAY**

EVENT#	CREATE	TYCOD	LOCATION	EMPID	TERM	PRIMUNIT	DISP	ARRIVE	DGROUP	MBEAT	DISPO	COMMENTS
E1959057	Wednesday September 17, 2014 09/17/14 9:13:32 AM	<u>415FA</u>	13214 LAUREL ST LKSD	<u>105240</u>	ph04	50P5A	09/17/14 9:14:19 AM	09/17/14 9:16:56 AM	SNTD	528	10,	

RP INFO**XREF EVENTS**

DATE/TIME	EVENT#	TYCOD	LOCATION	DGROUP	MBEAT	EMPID
09/17/14 1:45:32 PM	<u>E1960008</u>	1021	8811 CUYAMACA ST SANT	SNTD	519	<u>103744</u>

**PERSON INFORMATION**

NAME	RACE	SEX	HEIGHT	WEIGHT	HAIR	EYE	AGE	DOB	REMARKS
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

**VEHICLE INFORMATION**

COLOR	YEAR	MAKE	MODEL	STATE	LICENSE	LICYEAR	CLASS
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

**UNIT STATUS/EVENT COMMENTS**

DATE/TIME	UNID	STAT	TYCOD	LOCATION	EMPID1	COMMENTS
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Wednesday  
 September 17,  
 2014

09/17/14  
 9:13:32 AM

\*\*\*\*SPECIAL SITUATION: [TYPE:] INFO [ADDRESS:] MAPLEVIEW ST  
 [MESSAGE:] Event Number: S9597737. ONLY ACCESS OFF CASA  
 GRANDE EAST CULD A SAC\*\*\*\*

09/17/14 9:13:32 AM	****SPECIAL SITUATION: [TYPE:] FIRE [ADDRESS:] [MESSAGE:] ****			
09/17/14 9:13:32 AM	<u>105240</u>	**	PER	search completed at 09/17/14 09:13:32
09/17/14 9:13:32 AM	<u>105240</u>	**	LOI	search completed at 09/17/14 09:13:32
09/17/14 9:13:32 AM	<u>105240</u>	WPH2	32.86315400	-116.908864
09/17/14 9:13:32 AM	<u>105240</u>	NOW...AT LOC...	RP IS THERE FOR CHILD EXCHANGE....	CHILDS FATHER YELLED AT RP WHEN
09/17/14 9:13:32 AM	<u>105240</u>	SHE STEPPED ON THE PROPERTY AND ADV HE WOULD CALL	POLICE FOR CITIZENS ARREST IF	
09/17/14 9:13:32 AM	<u>105240</u>	SHE DOES NOT LEAVE....	RP HAS COURT ORDER TO PICK UP HER	SON....
09/17/14 9:13:32 AM	<u>105240</u>	NO 647F/115.....	RP ADV SUBJ HAS 9MM AND SHOTGUN IN THE	LOC....SUBJ HAS BEEN
09/17/14 9:13:32 AM	<u>105240</u>	KNOWN TO CARRY KNIVES WITH HIM...		
09/17/14 9:13:32 AM	<u>105240</u>	RP HAS NOT YET SEEN HER SON...		
09/17/14 9:13:32 AM	<u>105240</u>	RP ADV SUBJ IS BLOCKING THE DOOR AND WILL NOT LET THE RP	SEE HER SON...	
09/17/14 9:13:42 AM	<u>CLETS QUERY RECORD: #43619406</u>			
09/17/14 9:13:52 AM	<u>105240</u>	**	VEH	search completed at 09/17/14 09:13:52
09/17/14 9:14:01 AM	<u>105240</u>	RP 1023 BY GRY CHEV SILVERADO ACROSS THE STREET...		
09/17/14 9:14:09 AM	<u>105240</u>	RP ADV SUBJ MOTHER IS NOW COMING OUTSIDE TO HELP BLOCK	THE HOUSE....	
09/17/14 9:14:11 AM	<u>105240</u>	NFD		
09/17/14 9:14:19 AM	<u>50P5A</u>	DP	<u>415FA</u>	13214 LAUREL ST LKSD
09/17/14 9:15:12 AM	<u>50P5A</u>	ER	<u>415FA</u>	13214 LAUREL ST LKSD
09/17/14	13214			

09/17/14 9:15:22 AM	<u>50PX</u>	DP	<u>415FA</u>	LAUREL ST LKSD	
09/17/14 9:15:23 AM	<u>50PX</u>	ER	<u>415FA</u>	13214 LAUREL ST LKSD	
09/17/14 9:16:56 AM	<u>50P5A</u>	ON	<u>415FA</u>	13214 LAUREL ST LKSD	
09/17/14 9:18:50 AM					LOI MATCH: #E1954690 Type:CAMP Address: 13122 CASA GRANDE AV LKSD
09/17/14 9:18:50 AM					LOI MATCH: #E1957041 Type:1130W Address: RANCHO CAPITAN/VISTA PARQUE
09/17/14 9:18:50 AM					LOI MATCH: #E1958181 Type:SUSV Address: PINO DR/MAPLEVIEW ST LKSD
09/17/14 9:18:50 AM					107739 50P5A – ... C4 W/ RP .... 50PX WILL CONTINUE FROM LAKE JENNINGS
09/17/14 9:18:51 AM	<u>50P5A</u>	EC	<u>415FA</u>	13214 LAUREL ST LKSD	50P5A – ... C4 W/ RP .... 50PX WILL CONTINUE FROM LAKE JENNINGS
09/17/14 9:25:05 AM	<u>50PX</u>	ON	<u>415FA</u>	13214 LAUREL ST LKSD	
09/17/14 9:25:09 AM					107739 50PX 97
09/17/14 9:28:41 AM	<u>50P5A</u>	UC	<u>415FA</u>	13214 LAUREL ST LKSD	Alarm Timer Extended: 0
09/17/14 9:28:41 AM					107739 Alarm Timer Extended: 0
09/17/14 9:32:30 AM					LOI MATCH: #E1954690 Type:CAMP Address: 13122 CASA GRANDE AV LKSD
09/17/14 9:32:30 AM					LOI MATCH: #E1957041 Type:1130W Address: RANCHO CAPITAN/VISTA PARQUE
09/17/14 9:32:30 AM					LOI MATCH: #E1958181 Type:SUSV Address: PINO DR/MAPLEVIEW ST LKSD
09/17/14 9:32:30 AM					107739 50P5A REQ EVENT NUMBER
09/17/14 9:36:02 AM					LOI MATCH: #E1954690 Type:CAMP Address: 13122 CASA GRANDE AV LKSD
09/17/14					LOI MATCH: #E1957041 Type:1130W Address: RANCHO

9:36:02 AM					CAPITAN/VISTA PARQUE
09/17/14					LOI MATCH: #E1958181 Type:SUSV Address: PINO DR/MAPLEVIEW
9:36:02 AM					ST LKSD
09/17/14	50PX	UC	415FA	13214	
9:36:02 AM				LAUREL ST	Alarm Timer Extended: 0
				LKSD	
09/17/14				107739	Alarm Timer Extended: 0
9:36:02 AM					
09/17/14	50PX	AM	415FA		
9:43:41 AM					
09/17/14					LOI MATCH: #E1954690 Type:CAMP Address: 13122 CASA GRANDE
9:45:12 AM					AV LKSD
09/17/14					LOI MATCH: #E1957041 Type:1130W Address: RANCHO
9:45:12 AM					CAPITAN/VISTA PARQUE
09/17/14					LOI MATCH: #E1958181 Type:SUSV Address: PINO DR/MAPLEVIEW
9:45:12 AM					ST LKSD
09/17/14					CONT. [REDACTED] AND [REDACTED]. [REDACTED] STATED
9:45:12 AM	50P5A	AM	IO		[REDACTED] ONLY COMPL 8 OUT OF 12 SUPERVD VISITS IN ORDER
					TO PICK THEIR SON UP. [REDACTED] STATED SHE HAS COMPLMORE
					THAN 12, HOWEVER SHE HAS NO PROOF WITH HER. ADVISED
					THEM TO GET COURT ORDER
09/17/14				100071	CONT. [REDACTED] AND [REDACTED]. [REDACTED] STATED
9:45:12 AM					GARRETT ONLY COMPL 8 OUT OF
09/17/14				100071	12 SUPERVD VISITS IN ORDER TO PICK THEIR SON UP. [REDACTED]
9:45:12 AM					STATED SHE HAS
09/17/14				100071	COMPLMORE THAN 12, HOWEVER SHE HAS NO PROOF WITH HER.
9:45:12 AM					ADVISED THEM TO GET COURT
09/17/14				100071	ORDER
9:45:12 AM					
09/17/14					LOI MATCH: #E1954690 Type:CAMP Address: 13122 CASA GRANDE
3:31:40 PM					AV LKSD
09/17/14					LOI MATCH: #E1957041 Type:1130W Address: RANCHO
3:31:40 PM					CAPITAN/VISTA PARQUE
09/17/14					LOI MATCH: #E1958181 Type:SUSV Address: PINO DR/MAPLEVIEW
3:31:40 PM					ST LKSD
09/17/14					LOI MATCH: #E1959666 Type:1146 Address: 13275 MAPLEVIEW ST
3:31:40 PM					LKSD
09/17/14				106605	** Cross Referenced to Event # E1960008 at: 09/17/14 15:31:40
3:31:40 PM					

09/17/14  
3:31:40 PM

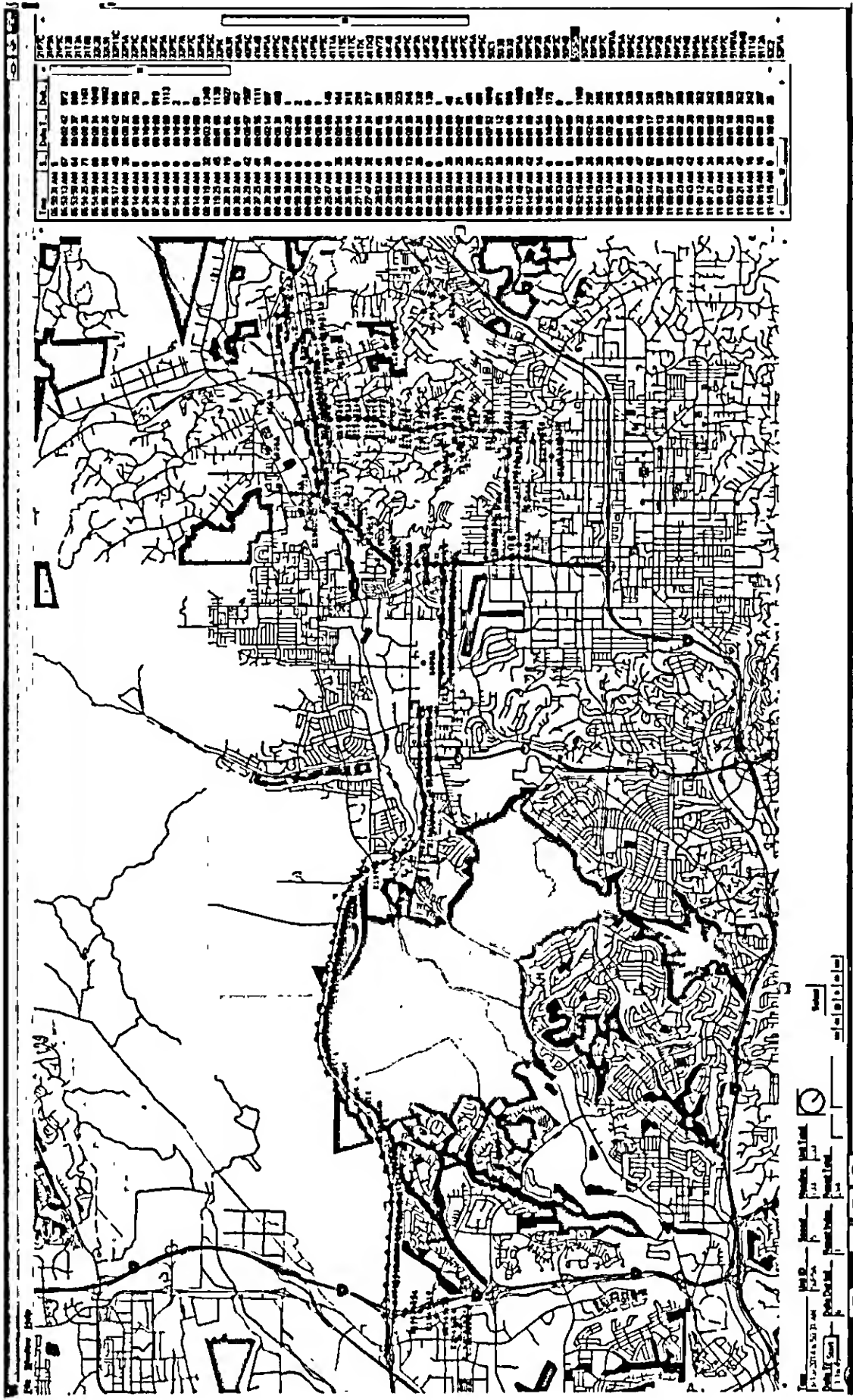
106605 \*\* >>>> by: LESLIE A. ROEDER on terminal: sntd

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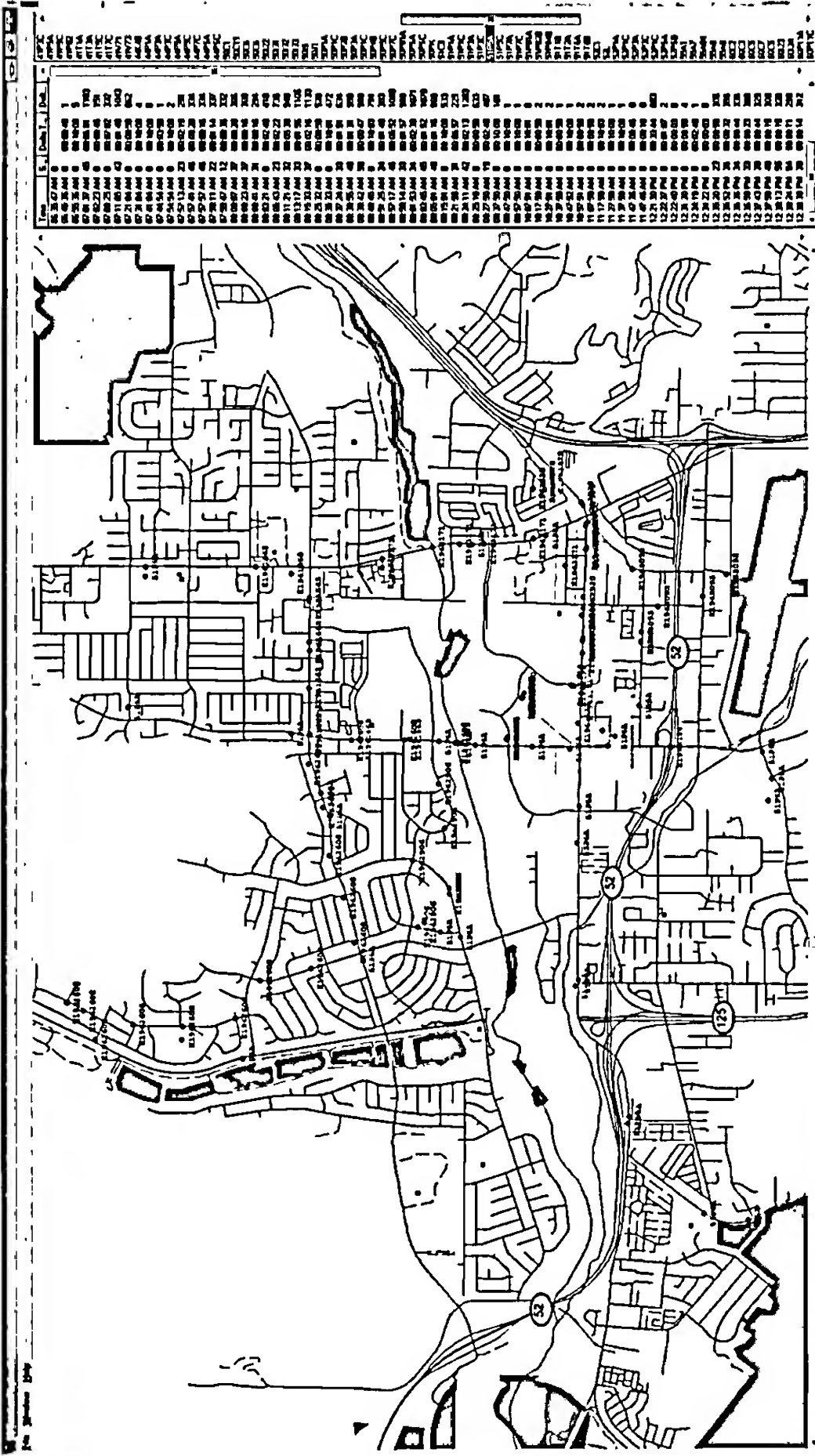
DATE/TIME	VRM ID	VEH #	UNIT #	LAT/LONG	SPEED	STATUS	EVENT #	ESTIMATED LOCATION
20140913160435PD	0A0BD747	20490	SOPSA	32 83267 -116 98488	34	ON	E1949614	SR 32/CUYAMACA ST, SANT
20140913161029PD	0A0BD747	20490	SOPSA	32 83627 -116 98306	5	ON	E1949614	8817 CUYAMACA ST, SANT
20140913161225PD	0A0BD747	20490	SOPSA	32 83515 -116 98263	1	ON	E1949614	9854 BUENA VISTA AVE, SANT
20140913161325PD	0A0BD747	20490	SOPSA	32 83487 -116 975	35	AM		10224 BUENA VISTA AVE, SANT
20140913161449PD	0A0BD747	20490	SOPSA	32 83506 -116 98343	0	AM		9818 BUENA VISTA AVE, SANT
20140913161527PD	0A0BD747	20490	SOPSA	32 83497 -116 98382	18	DP	E1950015	9803 BUENA VISTA AVE, SANT
20140913161631PD	0A0BD747	20490	SOPSA	32 83268 -116 98164	38	ER	E1950015	SR 52 E/O CUYAMACA ST, SANT
20140913161643PD	0A0BD747	20490	SOPSA	32 83275 -116 97861	65	ER	E1950015	CONTINUING EB ON SR 52, SANT
20140913161655PD	0A0BD747	20490	SOPSA	32 83273 -116 97436	79	ER	E1950015	CONTINUING EB ON SR 52, SANT
20140913161707PD	0A0BD747	20490	SOPSA	32 8326 -116 96973	82	ER	E1950015	SR 52 W/O N MAGNOLIA, SANT
20140913161719PD	0A0BD747	20490	SOPSA	32 83239 -116 96515	76	ER	E1950015	SR 52/N MAGNOLIA, SANT
20140913161731PD	0A0BD747	20490	SOPSA	32 83395 -116 96188	71	ER	E1950015	SR 52/SR 67, SANT
20140913161743PD	0A0BD747	20490	SOPSA	32 83756 -116 96187	71	ER	E1950015	NB SR 67 N/O SR 52, SANT
20140913161755PD	0A0BD747	20490	SOPSA	32 84061 -116 96159	58	ER	E1950015	CONTINUING NB SR 67, SANT
20140913161807PD	0A0BD747	20490	SOPSA	32 84356 -116 96005	71	ER	E1950015	SR 67 N/O WOODSIDE, SANT
20140913161819PD	0A0BD747	20490	SOPSA	32 84611 -116 95725	72	ER	E1950015	CONTINUING NB SR 67, SANT
20140913161831PD	0A0BD747	20490	SOPSA	32 84853 -116 95416	76	ER	E1950015	CONTINUING NB SR 67, SANT
20140913161843PD	0A0BD747	20490	SOPSA	32 85116 -116 95115	75	ER	E1950015	CONTINUING NB SR 67, SANT
20140913161855PD	0A0BD747	20490	SOPSA	32 85347 -116 94869	44	ER	E1950015	CONTINUING NB SR 67, LKSD
20140913162103PD	0A0BD747	20490	SOPSA	32 85622 -116 94733	37	ER	E1950015	9897 RIVERFORD RD, LKSD
20140913162121PD	0A0BD747	20490	SOPSA	32 85934 -116 94721	42	ER	E1950015	10097 RIVERFORD RD, LKSD
20140913163121PD	0A0BD747	20490	SOPSA	32 8575 -116 95435	0	ON	E1950043	11209 MAST BLVD, LKSD
20140913164121PD	0A0BD747	20490	SOPSA	32 85749 -116 95435	0	ON	E1950043	11209 MAST BLVD, LKSD
20140913164920PD	0A0BD747	20490	SOPSA	32 8583 -116 95086	0	ON	E1950043	11321 MAST BLVD, LKSD
20140913164928PD	0A0BD747	20490	SOPSA	32 85845 -116 95067	23	AM		11325 MASE BLVD, LKSD
20140913165121PD	0A0BD747	20490	SOPSA	32 85476 -116 9446	41	AM		11624 WOODSIDE AVE, LKSD
20140913165155PD	0A0BD747	20490	SOPSA	32 85513 -116 93804	43	AM		11851 WOODSIDE AVE, LKSD
20140913165218PD	0A0BD747	20490	SOPSA	32 85577 -116 93323	42	AM		12028 WOODSIDE AVE, LKSD
20140913170041PD	0A0BD747	20490	SOPSA	32 84804 -116 93124	0	DP	E1949926	9378 WINTER GARDENS BL, LKSD
20140913170058PD	0A0BD747	20490	SOPSA	32 84804 -116 93124	0	DP	E1949926	9378 WINTER GARDENS BL, LKSD
20140913170144PD	0A0BD747	20490	SOPSA	32 84804 -116 93123	0	ER	E1949926	9378 WINTER GARDENS BL, LKSD
20140913170243PD	0A0BD747	20490	SOPSA	32 84541 -116 93119	38	ER	E1949926	9240 WINTER GARDENS BL, LKSD
20140913170247PD	0A0BD747	20490	SOPSA	32 84477 -116 93136	41	ER	E1949926	9204 WINTER GARDENS BL, LKSD
20140913170307PD	0A0BD747	20490	SOPSA	32 84203 -116 93307	39	ER	E1949926	9050 WINTER GARDENS BL, LKSD
20140913170327PD	0A0BD747	20490	SOPSA	32 83892 -116 9335	34	ER	E1949926	8914 WINTER GARDENS BL, LKSD
20140913170347PD	0A0BD747	20490	SOPSA	32 83566 -116 93299	46	ER	E1949926	8728 WINTER GARDENS BL, LKSD
20140913170403PD	0A0BD747	20490	SOPSA	32 83243 -116 93239	50	ER	E1949926	8545 WINTER GARDENS BL, LKSD
20140913170419PD	0A0BD747	20490	SOPSA	32 82931 -116 93301	47	ER	E1949926	8403 WINTER GARDENS BL, LKSD
20140913170435PD	0A0BD747	20490	SOPSA	32 82633 -116 93359	52	ER	E1949926	8214 WINTER GARDENS BL, LKSD
20140913170451PD	0A0BD747	20490	SOPSA	32 82298 -116 93351	51	ER	E1949926	8015 WINTER GARDENS BL, LKSD
20140913170513PD	0A0BD747	20490	SOPSA	32 82082 -116 93569	43	ER	E1949926	1284 PEPPER DR, LKSD
20140913170527PD	0A0BD747	20490	SOPSA	32 82087 -116 93875	41	ER	E1949926	1222 PEPPER DR, LKSD
20140913170541PD	0A0BD747	20490	SOPSA	32 82135 -116 94184	55	ER	E1949926	1156 PEPPER DR, LKSD
20140913170558PD	0A0BD747	20490	SOPSA	32 82145 -116 94522	42	ER	E1949926	1076 PEPPER DR, LKSD
20140913170613PD	0A0BD747	20490	SOPSA	32 82228 -116 94804	51	ER	E1949926	958 PEPPER DR, LKSD
20140913170632PD	0A0BD747	20490	SOPSA	32 82429 -116 9508	44	ER	E1949926	824 PEPPER DR, LKSD
20140913170649PD	0A0BD747	20490	SOPSA	32 82518 -116 95402	50	ER	E1949926	728 PEPPER DR, LKSD
20140913170703PD	0A0BD747	20490	SOPSA	32 82513 -116 95725	40	ER	E1949926	510 PEPPER DR, LKSD
20140913170721PD	0A0BD747	20490	SOPSA	32 82509 -116 96046	29	ER	E1949926	282 PEPPER DR, LKSD
20140913170756PD	0A0BD747	20490	SOPSA	32 82194 -116 96047	42	ER	E1949926	1706 GRAVES AVE, ECU
20140913171236PD	0A0BD747	20490	SOPSA	32 81921 -116 96	18	AM		SR 67/E BRADLEY AVE, ECU
20140913171326PD	0A0BD747	20490	SOPSA	32 8321 -116 96181	73	AM		SR 67 N/O PROSPECT AVE, SANT
20140913171403PD	0A0BD747	20490	SOPSA	32 84253 -116 96075	75	AM		SR 67 N/O WOODSIDE, SANT
20140913171435PD	0A0BD747	20490	SOPSA	32 84929 -116 95324	78	AM		CONTINUING NB SR 67, SANT
20140913171506PD	0A0BD747	20490	SOPSA	32 85539 -116 94476	74	AM		SR 67 N/O RIVERFORD RD, LKSD
20140913171536PD	0A0BD747	20490	SOPSA	32 85726 -116 93441	62	AM		SR 67 APPROACHING WINTER GARDENS BL, LKSD
20140913172537PD	0A0BD747	20490	SOPSA	32 85511 -116 93268	0	AK	E1950142	9728 WINTER GARDENS BL, LKSD
20140913173537PD	0A0BD747	20490	SOPSA	32 85511 -116 93268	0	AK	E1950142	9728 WINTER GARDENS BL, LKSD
20140913174537PD	0A0BD747	20490	SOPSA	32 8551 -116 93269	0	AK	E1950142	9728 WINTER GARDENS BL, LKSD
20140913175357PD	0A0BD747	20490	SOPSA	32 85649 -116 93807	65	AK	E1950142	SR 67 S/O WINTER GARDENS BLVD, LKSD
20140913175419PD	0A0BD747	20490	SOPSA	32 85559 -116 94499	66	AM		SR 67 N/O RIVERFORD RD, LKSD
20140913175455PD	0A0BD747	20490	SOPSA	32 84939 -116 95358	75	AM		CONTINUING SB SR 67, SANT
20140913175525PD	0A0BD747	20490	SOPSA	32 84263 -116 96107	77	AM		SR 67 N/O WOODSIDE, SANT
20140913175559PD	0A0BD747	20490	SOPSA	32 83285 -116 96354	70	AM		SR 67/N MAGNOLIA, SANT
20140913175627PD	0A0BD747	20490	SOPSA	32 83293 -116 97388	79	AM		SR 52/COTTONWOOD AV, SANT
20140913175819PD	0A0BD747	20490	SOPSA	32 83499 -116 98379	8	AM		9803 BUENA VISTA AVE, SANT
20140913180714PD	0A0BD747	20490	SOPSA	32 83616 -116 98277	0	AM		9840 MISSION GREENS CT, SANT



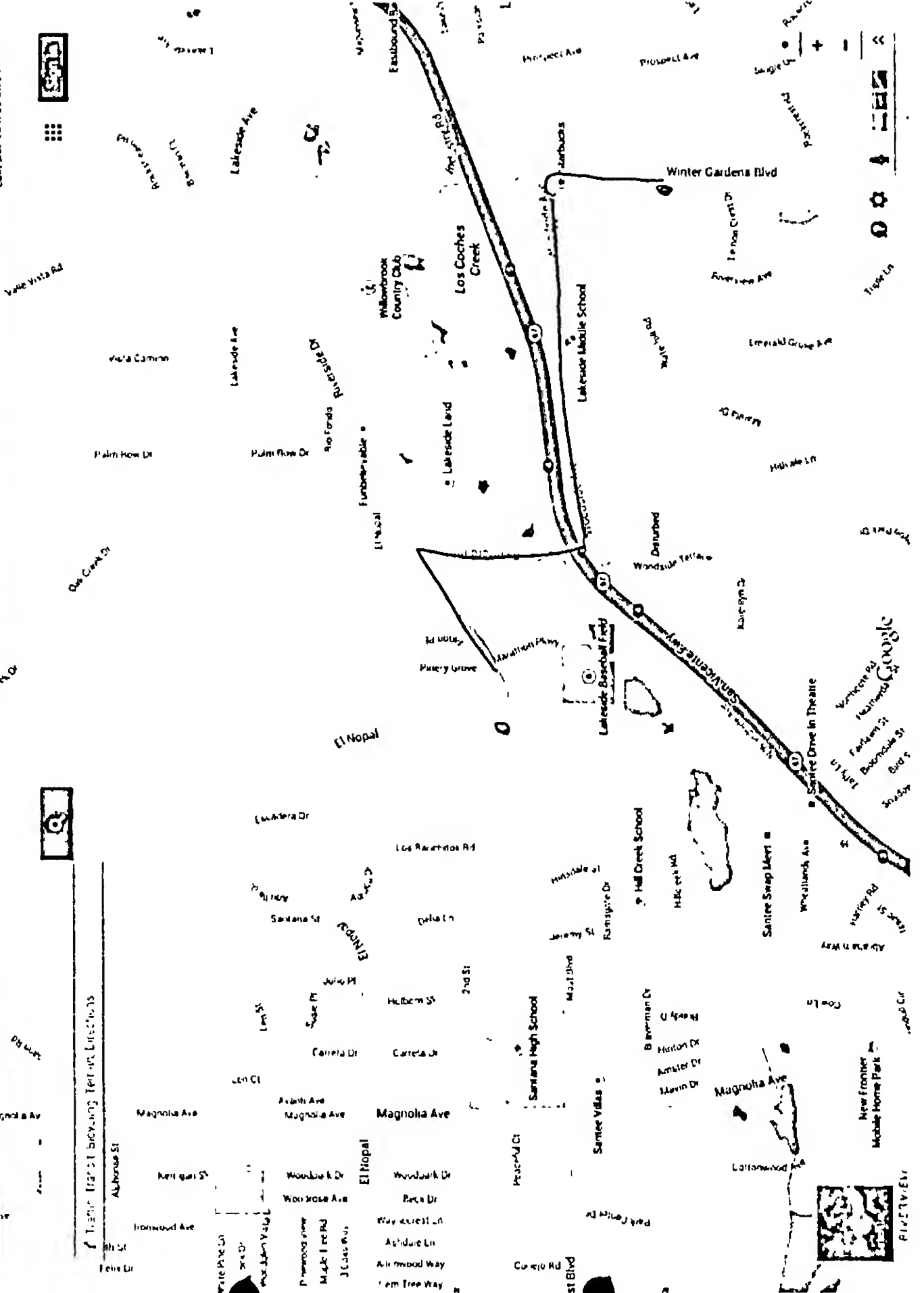
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
101	102	103	104	105	106	107	108	109	110	111	112	113	114	115	116	117	118	119	120	121	122	123	124	125	126	127	128	129	130	131	132	133	134	135	136	137	138	139	140	141	142	143	144	145	146	147	148	149	150	151	152	153	154	155	156	157	158	159	160	161	162	163	164	165	166	167	168	169	170	171	172	173	174	175	176	177	178	179	180	181	182	183	184	185	186	187	188	189	190	191	192	193	194	195	196	197	198	199	200

Scale 1:250,000  
Projection UTM  
Datum WGS 84  
Units Meters  
North Arrow





1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
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FROM THE OFFICE OF

**INTERNAL AFFAIRS – CONFIDENTIAL**

September 22, 2014

Commander David Myers

IA# 2014-164.2

**Command Case**

**RE: Deputy Felipe Guths #0071  
Santee Patrol Station (S126)**

This complaint concerns personnel under your command. Would you please assign someone to investigate this incident, and upon completion, forward all reports, findings, recommendations, as well as other relevant material to Internal Affairs.

*Please ensure the investigator properly labels any audio/video tapes and/or CD-R's are labeled with the Internal Affairs case number, date, and the name of the person interviewed. Photographs should also be labeled with the Internal Affairs case number.*

Thank you,



Christine Harvel, Lieutenant  
Internal Affairs Unit

CH:mpa

*IA Liaisons –Sergeant (s) Baker/Nevins*

FROM THE OFFICE OF

**INTERNAL AFFAIRS – CONFIDENTIAL**

Date: September 22, 2014

Complainant: SDSO

Date of Incident: 09/13/2014

Location of Incident: Mast Blvd/Riverford Rd

Allegation: Procedural

Case No: 2014-164.2

TO: Deputy Felipe Guths #0071  
Santee Patrol Station (S126)

This is to inform you that the Internal Affairs Unit has received a complaint regarding your conduct. The investigation of this complaint will be handled by YOUR COMMAND. The investigator will contact you to arrange an interview.

As a sworn member of this department, you should be aware of your rights contained in Government Code Sections 3300-3311 (Peace Officer's Bill of Rights) or contact an employee representative or attorney for advice.

The Department Policy and Procedure Manual also details your responsibilities during the investigation. Your attention is specifically directed to Sections 2.15 Insubordination; 2.38 Intervention; 2.41 Departmental Reports, and 2.46 Truthfulness.

You are hereby ordered not to disclose anything regarding this investigation with anyone other than your employee representative or legal counsel.

If you have any questions, please feel free to contact the Internal Affairs unit at (858) 974-2065.

Do not attempt to contact the complainant regarding the allegations, as this could result in future complaints.



Christine Harvel, Lieutenant  
Internal Affairs Unit

CH:mpa

## THE SHERIFF'S CORPORATE DIRECTORY SEARCH RESULT

(Active Employees)

\* Home Phone number and Confidential phone number are viewable just by you and Comm Center Supervisors

Enter Partial Names:

Last:  First:  [Advanced Search](#)[Printer Friendly](#)

## GENERAL INFORMATION ( To update this Information, click on the employee name )

Name: Guths, Felipe  
Title: DEP SHERIFF  
NT User ID: FGUTHSSH  
PeopleSoft ID: 049031  
ARJIS Number: SH0071  
Desk Phone: (858) 505-6590  
Cell Phone:  
Pager No.:  
Home Phone:  
Confidential  
Phone:  
Other:  
Radio Unit:  
Sheriff's Email: [Felipe Guths@sdsheriff.org](mailto:Felipe.Guths@sdsheriff.org)  
Other Email:  
Responsibility:



## LOCATION INFORMATION

CURRENT WORK LOCATION	HR (PeopleSoft) ASSIGNED LOCATION
Dept. Name: Santee Patrol Station Mail Stop: <a href="#">Show Driving Directions</a> Location: Current Work Location Not Assigned Address: Not Defined : Not Defined Telephone: Fax:	Dept. Name: Santee Patrol Station Mail Drop: S126 Location: Santee Shrf Off Address: 8811 Cuyamaca St : Santee CA 920714220 Telephone: 619/956-4000

[Sheriff's Home Corporate Directory](#)

The information contained within these pages is intended for employees of the San Diego's Sheriff staff only